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S. JOHN STEBBINS (1916-1997)

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US COURT OF APPEALS  
FOR THE FIRST CIRCUIT  
SERVING OUR CLIENTS SINCE 1946

November 20, 2009

Clerk of the US Court of Appeals  
John J. Moakley Courthouse  
1 Courthouse Way  
Boston, Massachusetts 02210

Attn: Erika Dowling

Re: Freedom From Religion Foundation v. The Congress of the United States of  
America, et al.: Case No. 09-2473

Dear Ms. Dowling,

I represented the Dresden School District and the Hanover School District, School Administrative Unit 70 (collectively "the School Districts") below. The purpose of this letter is to notify the Court that the School Districts do not wish to participate in this appeal and wish to be removed from the service list.

The School Districts take the position that the outcome of this case will turn on the constitutionality of RSA 194:15(c) and, in turn, 4 U.S.C. §4 and not on any factual issues involving the School Districts. The other parties in this matter are fully prepared to brief and argue whether or not these statutes are constitutional. While the School Districts have an interest in knowing whether RSA 194:15-c is constitutional, the School Districts take the position that they should not be put to any further time and expense in defending their compliance with that statute.

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Sincerely yours,



David H. Bradley  
Attorney for the Dresden School District,  
the Hanover School District,  
and School Administrative Unit 70

DHB/lmn

cc:     Bradford T. Atwood  
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          Wayne Gersen, Superintendent (via email only)