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July 10, 2008

Honorable Stephen Barrett
Bronx County Supreme Court
265 East 161st Street
Bronx, New York 10451

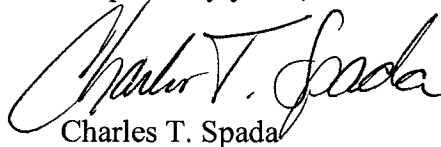
RE: In the Matter of Four Subpoenas Dated October 30, 2007,
May 6, 2008, May 6, 2008, and May 8, 2008

Dear Justice Barrett:

On May 22, 2008, on behalf of the Room Eight political blog and its owners, Ben Smith and Gur Tsabar, we filed a motion to quash four grand jury subpoenas issued by District Attorney Robert Johnson, seeking to identify more than two dozen posters who used the blog to criticize political and public officials in the Bronx. On July 2, 2008, Assistant District Attorney James Goward notified us that the District Attorney's Office was withdrawing the subpoenas at issue. Subsequently, counsel for Room Eight advised the District Attorney's Office that Room Eight would bring suit in federal court over the legality of the "DO NOT DISCLOSE" legends on the subpoenas if the District Attorney's Office viewed the legends as valid and remaining in force. The District Attorney's Office now has advised Room Eight that it is free to disclose the subpoenas and comment on the surrounding events.

In light of the District Attorney's withdrawal of the subpoenas and his threat of prosecution for revealing them, we hereby withdraw as moot our motion to quash the subpoenas.

Respectfully yours,



Charles T. Spada

cc: James Goward, Esquire
Rosemary Iaconis, Esquire