

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

AMERICAN CIVIL LIBERTIES UNION  
of MASSACHUSETTS,

Plaintiff,

v.

MIKE LEAVITT, Secretary of U.S. Department  
of Health and Human Services, in his official capacity;  
WADE HORN, Assistant Secretary for Children and  
Families, in his official capacity, and HARRY WILSON,  
Associate Commissioner, Administration on Children,  
Youth and Families in his official capacity,

Defendants.

Civ. A. No. 05-11000 (JLT)

STIPULATION OF DISMISSAL

The Plaintiff and the Defendants and the Intervenor, through their undersigned counsel, hereby stipulate to the dismissal of the above-captioned civil action without prejudice pursuant to Rule 41 (a)(1)(ii) of the Federal Rules of Civil Procedure.

FOR THE DEFENDANTS

PETER D. KEISLER  
Assistant Attorney General

MICHAEL J. SULLIVAN  
United States Attorney

SHEILA M. LIEBER  
Deputy Branch Director

s/ Anthony J. Coppolino  
ANTHONY J. COPPOLINO  
(D.C. Bar No. 417323)  
Special Litigation Counsel

FOR THE PLAINTIFF

s/ Julie Sternberg  
JULIE STERNBERG, *pro hac vice*  
DANIEL MACH, *pro hac vice* (cooperating  
counsel)  
CHARU A. CHANDRASEKHAR (motion for  
leave to appear *pro hac vice* to be filed)  
ACLU Reproductive Freedom Project  
125 Broad Street, 18th Floor  
New York, New York 10004  
(212) 549-2633 (phone)  
(212) 549-2652 (fax)

United States Department of Justice  
Civil Division, Federal Programs Branch  
20 Massachusetts Avenue, NW, Room 6102  
Washington, D.C. 20530  
(202) 514-4782 (phone)  
(202) 616-8460 (fax)

*Counsel for Defendants Mike Leavitt,  
Secretary of U.S. Department of Health and  
Human Services; Wade Horn, Assistant  
Secretary for Children and Families; and  
Harry Wilson, Associate Commissioner for the  
Administration on Children, Youth and  
Families.*

FOR THE INTERVENOR

s/ Joel Oster  
JOEL OSTER  
KEVIN THERIOT  
Alliance Defense Fund  
15192 Rosewood  
Leawood, KS 66224  
Tel: (913) 685-8000  
Fax: (913) 685-8001

*Counsel for Intervenor-Defendant Silver Ring  
Thing, Inc.*

JARED O. FREEMAN (motion for leave to  
appear *pro hac vice* to be filed)  
CRAIG COWIE, *pro hac vice*  
VICTORIA JUEDS, *pro hac vice*  
JESSICA TILLIPMAN, *pro hac vice*  
AVLANA EISENBERG, *pro hac vice*  
Jenner & Block LLP  
601 Thirteenth St., NW  
Suite 1200 South  
Washington, DC 20005  
(202) 639-6000 (phone)  
(202) 639-6066 (fax)

SARAH WUNSCH (BBO #548767)  
ACLU of Massachusetts  
211 Congress St.  
Boston, MA 02110  
(617) 482-3170, ext. 323

*Counsel for the Plaintiff*

Dated: February 23, 2006

CERTIFICATE OF SERVICE

I hereby certify that on February 23, 2006, the foregoing Stipulation of Dismissal was filed electronically and served by means of the Court's ECF email notice system on:

Robert L. Kilroy - [rlkilroy@modl.com](mailto:rlkilroy@modl.com), [hyeboah@modl.com](mailto:hyeboah@modl.com)  
Joel L. Oster - [jrennels@telladf.org](mailto:jrennels@telladf.org)  
Kevin H. Theriot - [jrennels@telladf.org](mailto:jrennels@telladf.org)  
Sarah R. Wunsch - [wunsch@aclu-mass.org](mailto:wunsch@aclu-mass.org)  
Julie Sternberg - [JSternberg@aclu.org](mailto:JSternberg@aclu.org)

The foregoing will also be served by first-class mail, postage pre-paid, on:

JARED O. FREEMAN  
CRAIG COWIE  
VICTORIA JUEDES  
JESSICA TILLIPMAN  
AVLANA EISENBERG  
Jenner & Block LLP  
601 Thirteenth St., NW  
Suite 1200 South  
Washington, DC 20005  
(202) 639-6000 (phone)  
(202) 639-6066 (fax)