

**UNITED STATES DISTRICT COURT FOR THE  
EASTERN DISTRICT OF NEW YORK**

MARK A. FAVORS, et al. )  
)  
)  
Plaintiffs, )  
)  
v. ) Case: 1:11-cv-05632-DLI-RR-GEL  
)  
)  
ANDREW M. CUOMO, et al. )  
)  
)  
Defendants. )  
)

**DECLARATION OF TODD R. GEREMIA**

Todd R. Geremia declares pursuant to 28 U.S.C. Section 1746:

1. I am a partner at Jones Day, which represents the Senate Majority Defendants—New York State Senators Dean G. Skelos and Michael F. Nozzolio, and LATFOR member Welquis R. Lopez—in the above-captioned action. I submit this declaration in support of the Senate Majority Defendants’ Response to Plaintiffs’ April 12 Submission.
2. Attached hereto as Exhibit A is a true and correct copy of the Docket from *F.A.I.R. et al, v. Weprin, et al*, U.S. District Court for the Northern District of New York, Case No. 92-cv-00283.
3. Attached hereto as Exhibit B is a true and correct copy of the Senate Majority Leader’s Memorandum of Law in Opposition to the Petition in *Cohen v. Cuomo*, NYSC Index No. 12-1012185.
4. Attached hereto as Exhibit C is a true and correct copy of the New York State Senate’s Section 5 Submission Cover Letter to the Department of Justice.

5. Attached hereto as Exhibit D is a true and correct copy of an Order requiring the Government to respond by April 13, 2012 to the Complaint in *New York v. United States*, No. 1:12-cv-00413-RBW (D.D.C. Mar. 30, 2012).

6. Attached hereto as Exhibit E is a true and correct copy of the United States' Status Report in *New York v. United States*, No. 1:12-cv-00413-RBW (D.D.C. April 13, 2012).

7. Attached hereto as Exhibit F is a true and correct copy of the United States' Answer in *New York v. United States*, No. 1:12-cv-00413-RBW (D.D.C. April 13, 2012).

8. Attached hereto as Exhibit G is a true and correct copy of the Opinion in *Cohen v. Cuomo*, NYSC Index No. 12-1012185 (April 13, 2012).

9. Attached hereto as Exhibit H is a true and correct copy of the Brief for Appellants in *Perry v. Perez*, U.S. Supreme Court Case No. 11-713.

10. Attached hereto as Exhibit I is a true and correct copy of the Docket from *Rodriguez v. Pataki*, U.S. District Court for the Southern District of New York, Case No. 02-cv-03239.

11. Attached hereto as Exhibit J is a true and correct copy of the Amended Complaint from *Rodriguez v. Pataki*, No. 02-cv-618-RMB (S.D.N.Y. April 25, 2002).

12. Attached hereto as Exhibit K is a true and correct copy of the Memorandum of Law in Support of Defendant's Motion for Summary Judgment from *Rodriguez v. Pataki*, No. 02-cv-618-RMB (S.D.N.Y. October 3, 2003).

13. Attached hereto as Exhibit L is a true and correct copy of the Reply Memorandum of Law in Further Support of Defendant's Motion for Summary Judgment and in Opposition to Plaintiffs' Cross Motion from *Rodriguez v. Pataki*, No. 02-cv-618-RMB (S.D.N.Y. October 31, 2003).

14. Attached hereto as Exhibit M is a true and correct copy of the Motion to Affirm from *Rodriguez v. Pataki*, U.S. Supreme Court Case No. 04-218.

15. Attached hereto as Exhibit N is a true and correct copy of a District Cores Report for the Enacted Senate Plan, which was prepared by LATFOR staff.

16. Attached hereto as Exhibit O is a true and correct copy of a District Cores Report for the 63-Seat Common Cause Plan, which was prepared by LATFOR staff.

17. Attached hereto as Exhibit P is a true and correct copy of a District Cores Report for the Unity Plan, which was prepared by LATFOR staff.

18. Attached hereto as Exhibit Q is a true and correct copy of a document listing incumbent pairings in the Enacted Senate Plan, the 62-Seat Common Cause Plan, the 63-Seat Common Cause Plan, the Unity Plan, and Todd Breitbart's proposed alternative plan. This list was prepared by LATFOR staff.

19. Attached hereto as Exhibit R is a true and correct copy of the Enacted Senate Plan's District Statistics.

20. Attached hereto as Exhibit S is a true and correct copy of the Common Cause 63-Seat Plan's District Statistics.

21. Attached hereto as Exhibit T is a true and correct copy of the Unity Plan's District Statistics.

I affirm under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

/s/ Todd R. Geremia

Todd R. Geremia

New York, NY  
April 17, 2012