

No. 18-2250

**IN THE UNITED STATES COURT OF APPEALS
FOR THE FIRST CIRCUIT**

Brett Baber, *et al.*

Plaintiffs-Appellants,

v.

Matthew Dunlap,
Secretary of the State of Maine, *et al.*,

Defendants-Appellees,

**PLAINTIFFS-APPELLANTS' CONSENTED TO MOTION TO DISMISS
APPEAL**

On Appeal from the United States District Court for the District of Maine
Case No. 1:18-cv-00465-LEW

NOW COME Plaintiffs-Appellants Brett Baber, Terry Hamm-Morris, Mary Hartt, and Bruce Poliquin (collectively “Plaintiffs-Appellants”), through their undersigned attorneys, and with the consent of all other parties to this action, hereby move to dismiss their appeal pursuant to Fed. R. App. P. 42(b). In further support thereof, Plaintiffs-Appellants state as follows:

1. Plaintiffs-Appellants no longer wish to pursue their appeal of this matter, and consequently move to dismiss same pursuant to Fed. R. App. P. 42(b), without costs or fees to be awarded to any party.
2. Plaintiffs-Appellants, through counsel, have conferred with counsel of record for all of the other parties to this appeal with respect to this Motion. All parties consent to the dismissal of this appeal, without costs or fees to be awarded to any party. All parties agree to bear their own costs and fees incurred in this action.

WHEREFORE, Plaintiffs-Appellants respectfully request that the Court grant the within Motion, and dismiss the appeal without costs or fees to any party, in accordance with Fed. R. App. P. 42(b).

DATED: December 28, 2018

Respectfully submitted,

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CERTIFICATE OF COMPLIANCE WITH TYPE-VOLUME LIMIT, TYPEFACE REQUIREMENTS, AND TYPE-STYLE REQUIREMENTS

I hereby certify, on this 28th day of December, 2018, that:

1. This document complies with the word limit of Fed. R. App. P. 27(d)(2)(a) because, excluding the parts of the document exempted by Fed. R. App. P. 32(f), this document contains 172 words.
2. This document complies with the typeface requirements of Fed. R. App. P. 32(a)(5) and the type-style requirements of Fed. R. App. 32(a)(6) because this document was prepared in a proportionally spaced typeface using Microsoft Word 2016 in a 14-point Times New Roman font.

/s/ Joshua A. Randlett
Joshua A. Randlett, Esq.

CERTIFICATE OF SERVICE

I hereby certify that on December 28, 2018, I electronically filed the foregoing Plaintiffs-Appellants' Motion to Dismiss Appeal with the U.S. Court of Appeals for the First Circuit using the CM/ECF system, and effected service thereby and/or by e-mail on the following:

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