

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
IN CLERKS OFFICE

STEPHEN DUNNE,

Plaintiff,

v.

THE MASSACHUSETTS BOARD OF
BAR EXAMINERS, an administrative
agency of the State of Massachusetts,

WILLIAM F. KENNEDY, JR.,

Chairman of the Massachusetts Board
of Bar Examiners,

ANTHONY G. MASSIMIANO,

Chairman of the

Massachusetts Board of Bar Examiners,

ALICE E. RICHMOND,

Chairman of the

Massachusetts Board of Bar Examiners,

GEOFFREY R. BOK,

Chairman of the

Massachusetts Board of Bar Examiners,

MICHAEL K. CALLAHAN,

Chairman of the

Massachusetts Board of Bar Examiners; and

THE MASSACHUSETTS

SUPREME JUDICIAL COURT,

MARGARET H. MARSHALL, Chief Justice,

Massachusetts Supreme Judicial Court,

RODERICK L. IRELAND, Associate Justice,

Massachusetts Supreme Judicial Court,

JUDITH A. COWIN, Associate Justice,

Massachusetts Supreme Judicial Court,

JOHN M. GREANEY, Associate Justice,

Massachusetts Supreme Judicial Court, and

jointly and severally, each aforementioned

named parties in their individual capacity and

also in their official capacity,

Defendants.

2007 SEP - 5 CIVIL ACTION
NO. 07 CA 11166 DPW
U.S. DISTRICT COURT
DISTRICT OF MASS.

Dunne v. Massachusetts Board of Bar Examiners et al

Doc. 9

MOTION TO VOLUNTARILY DISMISS COMPLAINT

Stephen Dunne ("Plaintiff"), hereby moves to voluntarily dismiss his Complaint in the above captioned proceeding. In support of this Motion, Plaintiff states as follows:


1. Defendants have removed the patently offensive and morally repugnant question from the July 26, 2007 Massachusetts Bar Examination. As a result of this corrective action by the Defendants in the above captioned proceeding, Plaintiff humbly requests a voluntary dismissal without prejudice.
2. Defendants removal of the question is assurance that all future examinees taking the Massachusetts Bar Examination will not be forced to accept, support or promote a liberal ideology on a professional licensing examination. There is another forum for that contemporary social issue and the Massachusetts Bar Examination is not an appropriate forum for that debate, especially considering the fact that Defendants have ignored the imprimatur of the people and the democratic process in enacting and legalizing gay marriage in the State of Massachusetts.
3. In the interests of the administration of justice and judicial efficiency, Plaintiff moves to voluntarily dismiss his Complaint in the above captioned proceeding.

WHEREFORE, Plaintiff hereby requests that the court grant Plaintiff leave to voluntarily dismiss his Complaint in this matter without prejudice.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U. S. Mail this 4th day of September, 2007 to:

Anne Sterman
BBO # 650426
Assistant Attorney General
One Ashburton Place, Room 1813
Boston, MA 02108

Respectfully submitted,


STEPHEN DUNNE
PO Box 990695
Boston, MA 02199