

Windsor v. The United States Of America

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The Honorable Barbara S. Jones
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Windsor v. United States, 10 Civ. 8435 (BSJ) (JCF)

Dear Judge Jones:

On behalf of plaintiff Edith Schlain Windsor, we respectfully enclose for the Court's convenience a copy of the amended complaint that we filed today in the above-captioned action. As discussed with the Department of Justice, the sole purpose of amending the complaint at this time is to clarify that plaintiff brings this tax refund case in her capacity as the executor of the estate of her late spouse, Thea Spyer. We also enclose a blackline, showing the changes made to the original complaint.

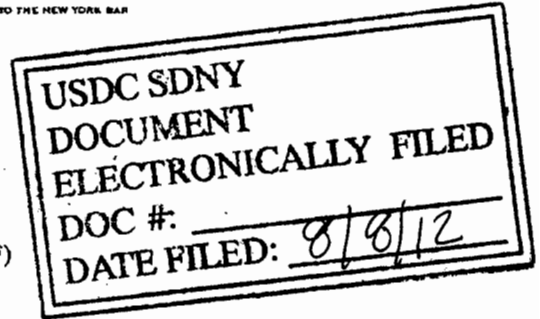
Although we are filing the enclosed amended complaint to make the above clarifications, the Department of Justice agrees that the filing of the enclosed amended complaint will not alter any of the dates set forth in Magistrate Judge Francis's most recent scheduling order, dated January 28, 2011.

Respectfully submitted,

Roberta A. Kaplan

Enclosures

cc: Magistrate Judge James C. Francis
Jean Lin
James D. Esseks



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