

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

M90050
S/mv

2009-06673

SCHEDULING ORDER

Dean G. Skelos, etc., et al., respondents,
v David Paterson, etc., et al., appellants.

(Index No. 13426/09)

Appeal by the defendants from an order of the Supreme Court, Nassau County, dated July 21, 2009, which, inter alia, preliminarily enjoins the defendant Richard Ravitch from exercising any of the powers of the office of Lieutenant Governor of the State of New York.

Upon the consent of the attorneys for the parties, it is

ORDERED that pursuant to section 670.4(a)(1) of the rules of this Court (*see* 22 NYCRR 670.4[a][1]), the appeal is assigned to the active case management program; and it is further,

ORDERED that the appeal shall be heard on the original papers (including a certified transcript of the proceedings, if any) and on the appellants' and the respondents' briefs; and it is further,

ORDERED that the appeal shall be perfected by causing the original papers constituting the record on the appeal to be filed in the office of the Clerk of this Court (*see* 22 NYCRR 670.9[d][2]) and by serving and filing the appellants' brief on the appeal on or before Monday, August 3, 2009; and it is further,

ORDERED that the respondents' brief shall be served and filed on or before Monday, August 10, 2009; the appellants' reply brief, if any, shall be served and filed on or before Wednesday, August 12, 2009; and it is further,

ORDERED that oral argument of the appeal shall be held at the courthouse at 1 P.M. on Tuesday, August 18, 2009, and the appeal is ordered on the calendar for that date; and it is further,

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ORDERED that the parties are directed to file nine copies of their respective briefs and to serve one copy on each other by any means authorized by CPLR 2103, and in addition thereto they shall file an additional electronic copy of their respective briefs in PDF format by e-mail to an address or addresses to be separately provided by the Clerk of the Court.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive style with a large, sweeping initial "J".

James Edward Pelzer
Clerk of the Court