



State of New York
Court of Appeals
Clerk's Office
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COURT OF APPEALS NEW FILINGS

Preliminary Appeal Statements processed
by the Court of Appeals Clerk's Office

August 16, 2024 through August 22, 2024

Each week the Clerk's Office prepares a list of recently-filed appeals, indicating short title, jurisdictional predicate, subject matter and key issues. Some of these appeals may not reach decision on the merits because of dismissal, on motion or sua sponte, or because the parties stipulate to withdrawal. Some appeals may be selected for review pursuant to the alternative procedure of Rule 500.11. For those appeals that proceed to briefing in the normal course, the briefing schedule generally will be: appellant's brief to be filed within 60 days after the appeal was taken; respondent's brief to be filed within 45 days after the due date for the filing of appellant's brief; and a reply brief, if any, to be filed within 15 days after the due date for the filing of respondent's brief.

The Court welcomes motions for amicus curiae participation from those qualified and interested in the subject matter of these newly filed appeals. Please refer to Rule 500.23 and direct any questions to the Clerk's Office.

MATTER OF ANONYMOUS:

APL-2024-00108

1st Dept. App. Div. order of 6/21/24; denied motion; sua sponte examination of whether a substantial constitutional question is directly involved to support an appeal as of right;
Attorney and Client—Whether the First Amendment to the United States Constitution and article I section 8 of the New York Constitution preclude the Grievance Committee from issuing a letter of advisement to a law firm for advertising that includes the name of the law firm's client against the client's wishes when the information was in the public domain; whether the Grievance Committee erred by issuing a letter of advisement to a law firm under New York Rule of Professional Conduct 7.1(b)(2) for including the law firm's client's name in an attorney advertisement without the client's written consent when the advertisement was accurate and limited to information in the public domain and the law firm's

representation was limited to a single engagement;

App. Div. denied motion for an order directing the Attorney Grievance Committee to withdraw its letter of advisement dated August 3, 2023.