

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF RICHMOND

VITO J. FOSSELLA, NICHOLAS A. LANGWORTHY,
JOSEPH BORRELLI, NICOLE MALLIOTAKIS,
ANDREW LANZA, MICHAEL REILLY, MICHAEL
TANNOUSIS, INNA VERNIKOV, DAVID CARR, JOANN
ARIOLA, VICKIE PALADINO, ROBERT HOLDEN,
GERARD KASSAR, VERALIA MILLIOTAKIS,
MICHAEL PETROV, WAFIK HABIB, PHILLIP YAN
HING WONG, NEW YORK REPUBLICAN STATE
COMMITTEE, and REPUBLICAN NATIONAL COMMITTEE

Plaintiffs,

**NOTICE OF MOTION TO
INTERVENE**

Index No. 85007/2022

-against-

ERIC ADAMS, in his official capacity as Mayor of New
York City, BOARD OF ELECTIONS IN THE CITY OF
NEW YORK, CITY COUNCIL OF THE CITY OF NEW
YORK,

Defendants.

PLEASE TAKE NOTICE that upon the annexed Affirmation of Fulvia Vargas-De Leon, Esq.,
and the Proposed Answer annexed thereto, accompanying Memorandum of Law, and the affidavits of
proposed Intervenor-Defendants, the undersigned counsel will move before this Court located at 26
Central Avenue, Staten Island, New York 10301 on May 4, 2022, at 12:00 p.m., or as soon thereafter as
counsel can be heard, for an order:

- (A) granting permission for all proposed intervenor-defendants to intervene in the above-entitled
action pursuant to CPLR §§ 1012 and/or 1013;

- (B) directing that the proposed intervenors-defendants be added as party defendants, directing that the Summons and Complaint be amended by adding the proposed intervenors-defendants as party defendants, and allowing the proposed intervenors-defendants to serve their answer within a reasonable period of time to be determined by the Court; and
- (C) granting such other and further relief as may be just and proper.

All currently named parties were informed of our intention to file this motion. Counsel for Plaintiffs has indicated they have no objection to the motion. Counsel for Defendants Mayor Eric Adams and the City Council of the City of New York and Counsel for Defendant Board of Elections in the City of New York are not taking a position on the motion.

PLEASE TAKE FURTHER NOTICE, that pursuant to CPLR § 2214, any answering papers, and any notice of cross-motion, with supporting papers, if any, shall be served upon the undersigned at least seven (7) days prior to the return date.

Respectfully Submitted,

Dated: New York, NY
April 11, 2022

/s/ Fulvia Vargas-De Leon
Lourdes Rosado
Ghita Schwarz
Jackson Chin
Fulvia Vargas-De Leon
Cesar Ruiz
LatinoJustice PRLDEF
475 Riverside Drive, Suite 1901
New York, NY 10115
(212) 739-7580
gschwarz@latinojustice.org
jchin@latinojustice.org
fvargasdeleon@latinojustice.org
cruiz@latinojustice.org

Jerry Vattamala
Susana Lorenzo-Giguere
Patrick Stegemoeller
ASIAN AMERICAN LEGAL DEFENSE
AND EDUCATION FUND
99 Hudson Street, 12th Floor
New York, NY 10013
(212) 966-5932 (phone) (212) 966 4303 (fax)
jvattamala@aaldef.org
slorenzo-giguere@aaldef.org
pstegemoeller@aaldef.org

Tsion Gurmu
Legal Director
Black Alliance for Just Immigration (BAJI)
1368 Fulton Street, Suite 311
Brooklyn, NY 11216
Email: tsion@baji.org

Council on American-Islamic Relations,
New York, Inc (CAIR-NY)
Ahmed Mohamed
Legal Director
80 Broad Street, Suite 531
New York, NY 10004
(646) 665-7599
Email: ahmedmohamed@cair.com

Attorneys for Proposed Intervenor-Defendants

RETRIEVED FROM DEMOCRACYDOCKET.COM