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September 6, 2023

**BY ECF**

Honorable Brian M. Cogan  
United States District Court  
Eastern District of New York  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: Phyllis Coachman, et. al. v. City of New York, et. al.,  
22-CV-5123 (BMC)

Your Honor:

I am the Assistant Corporation Counsel assigned to represent the City of New York ("City") in the above-referenced action. I write, pursuant to the Court's Order dated November 8, 2022, to provide an update regarding the status of the appeal in Fossella, et. al. v. City, et. al., No. 2022-5794 (App. Div. 2d Dep't). There has been no change since the last update was filed in July. No decision has yet been issued by the Appellate Division.

The City will file another status update in 60 days, or upon issuance of the decision on appeal in Fossella, if such decision is issued sooner.

I thank the Court for its attention to this matter.

Respectfully submitted,

/S

Aimee K. Lulich

cc: Counsel of Record (By ECF)