

**SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ONONDAGA**

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*In the Matter of the Application of*

Rebecca Shiroff,

*Petitioner,*

-against-

**VERIFIED  
ANSWER**

The New York State Board of Elections,  
The Oswego County Board of Elections, and  
The Onondaga County Board of Elections, and  
John Mannion, candidate,

*Respondents.*

*Index Number:*

**009200/2022**

COUNTY OF OSWEGO

Respondent, **BOARD OF ELECTIONS OF THE COUNTY OF OSWEGO**, by and through its attorneys, the Office of the Oswego County Attorney, as and for a Verified Answer to the within Order to Show Cause, Verified Petition and exhibits respectfully alleges and shows this Court as follows:

1. That it **STATES** that this answering Respondent constitutes a county Board of Elections in and for the County of Oswego in which part of the 50<sup>th</sup> New York State Senate District.
2. That it **ADMITS** due and timely service of the Order to Show Cause, Petition and supporting papers.
3. That it **ADMITS** paragraphs 1, 6, 45, a portion of 48 (only as to the *Tenney* case) and 100 of the Verified Petition.
4. That it **ADMITS** so much of paragraph 3 of the Petition which states that the 50<sup>th</sup> New York State Senate District is partly located within the County of Oswego.
5. That it **DENIES** knowledge or information sufficient to form a belief as to the truth or veracity of the allegations contained in paragraphs 11, 12, 15, 19, 20, 21, 22, 23, 24, 25, 27 28, 31, 32, 33, 34, 35, 36, 37, 42, 46, 47, 48, 51, 52, 72, 75, 82, 83, 84, 86, 87, 94, 98, 99 and 100 of the Petition.



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6. That it **STATES** that the allegations contained in paragraphs 8, 9, 10, 13, 14, 16, 17, 18, 26, 29, 30, 38, 39, 40, 41, 43, 44, 49, 50, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 73, 74, 76, 76, 77, 78, 79, 80, 81, 85, 88, 89, 90, 91, 92, 93, 95, 96, 97 of the Petition contain conclusions of law to which no responsive pleading is deemed necessary; to the extent that a responsive pleading is requested or required, said allegations are hereby **DENIED**.
7. That it **DENIES** each and every other allegation contained in the Verified Petition which has not heretofore been specifically admitted, denied or controverted.

**AS AND FOR A FIRST AFFIRMATIVE DEFENSE  
THIS ANSWERING RESPONDENT RESPECTFULLY  
ALLEGES AND SHOWS THIS COURT AS FOLLOWS:**

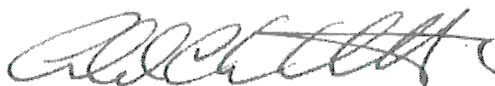
8. Petitioner has failed to state a claim or claims upon which relief may properly be granted.

**AS AND FOR A SECOND AFFIRMATIVE DEFENSE  
THIS ANSWERING RESPONDENT RESPECTFULLY  
ALLEGES AND SHOWS THIS COURT AS FOLLOWS:**

9. Upon information and belief, the Court is constrained by Article 16 of the New York State Election Law as to the relief it may grant in this special proceeding.

**WHEREFORE**, Respondent Oswego County Board of Elections, respectfully requests a prompt determination of this case and controversy and a decision granting such other and further relief as to the Court may seem just and proper.

*Yours, etc.,*



Richard C. Mitchell, County Attorney  
OFFICE OF THE OSWEGO COUNTY ATTORNEY  
*Attorneys for the Oswego County Board of Elections*  
Office and Post Office Address:  
Legislative Office Building  
46 East Bridge Street  
Oswego, New York 13126-2137  
(315) 349-8296

Dated: November 16, 2022  
at Oswego, New York.



## MUNICIPAL VERIFICATION


STATE OF NEW YORK )  
COUNTY OF OSWEGO )ss.:

LAURA BRAZAK, being duly sworn, deposes and says: deponent is the duly appointed COMMISSIONER OF ELECTIONS in and for the County of Oswego Board of Elections a Respondent in the within proceeding; deponent has read the foregoing VERIFIED ANSWER and knows the contents thereof; and the same is true to deponent's own knowledge, except as to matters stated therein to be alleged upon information and belief, and as to those matters deponent believes to be true. This verification is made by deponent because the County of Oswego is a municipal corporation by and of the State of New York and deponent is a duly appointed official thereof with full authority to execute same.

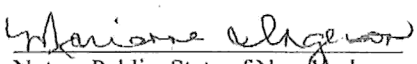
COUNTY OF OSWEGO  
BOARD OF ELECTIONS

Dated: November 16, 2022  
at Oswego, New York.

BY:

  
LAURA BRAZAK, COMMISSIONER

Subscribed and sworn to before me  
this 16th day of November, 2022.

  
Notary Public, State of New York

MARIANNE INGERSON  
Notary Public, State of New York  
No. 011N6066534  
Qualified in Oswego County  
Commission Expires Nov. 19, 2025

COUNTY OF OSWEGO

## MUNICIPAL VERIFICATION

STATE OF NEW YORK )  
COUNTY OF OSWEGO )ss.:

PEGGY BICKFORD, being duly sworn, deposes and says: deponent is the duly appointed COMMISSIONER OF ELECTIONS in and for the County of Oswego Board of Elections a Respondent in the within proceeding; deponent has read the foregoing VERIFIED ANSWER and knows the contents thereof; and the same is true to deponent's own knowledge, except as to matters stated therein to be alleged upon information and belief, and as to those matters deponent believes to be true. This verification is made by deponent because the County of Oswego is a municipal corporation by and of the State of New York and deponent is a duly appointed official thereof with full authority to execute same.

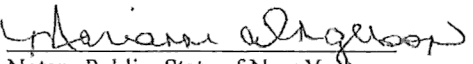
COUNTY OF OSWEGO  
BOARD OF ELECTIONS

Dated: November 16, 2022  
at Oswego, New York.

BY:

  
PEGGY BICKFORD, COMMISSIONER

Subscribed and sworn to before me  
this 16th day of November, 2022.

  
Notary Public, State of New York  
MARIANNE INGERSON  
Notary Public, State of New York  
No. 011N6066534  
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