

At an I.A.S. part of the Supreme Court of the State of New York, held in and for the County of Dutchess, at 10 Market Street Poughkeepsie, NY 12601 on the 7th day of November 2022

PRESENT: HON. CHRISTIE L. D'ALESSIO, J.S.C.

LEAGUE OF WOMEN VOTERS OF THE MID-HUDSON REGION, TANEISHA MEANS, and MAGDALENA SHARFF,

Petitioners-Plaintiffs

-against-

THE DUTCHESS COUNTY BOARD OF ELECTIONS, ERIK J. HAIGHT in his capacity as Commissioner of the Dutchess County Board of Elections, and HANNAH BLACK in the capacity as Commissioner of the Dutchess County Board of Elections,

Respondents-Defendants

Index No. 2022-53491

**ORDER TO SHOW
CAUSE WITH
EMERGENCY INTERIM
RELIEF**

COURT ORDER - DECLINE TO SIGN:

The Court declines to sign this proposed Order to Show Cause (NYSCEF Doc. 30-34) insofar as this Court's decision, order and judgment dated 11/3/2022 (NYSCEF Doc. 21) explicitly granted Petitioner's requested relief in its entirety - specifically, the designation of a voting polling site on the Vassar College campus. There was no request for replacement or removal of any other polling site. There are no remaining requests for relief in the Petition or otherwise presented for this Court to adjudicate.

Dated: 11/7/2022
Poughkeepsie, N.Y.

SO ORDERED:

[Signature]
HON. D'ALESSIO, J.S.C.

Upon the reading and filing of the Affirmation of Richard A. Medina, dated November 5, 2022, and the exhibits attached thereto; and upon all the papers and proceedings herein, it is hereby:

ORDERED, that the Respondents named above show cause before this Court at Part _____ to be held at the Courthouse located at 10 Market Street Poughkeepsie, NY 12601, on the _____ of November 2022 at _____ of that day, or as soon thereafter as counsel can be heard, why an Order should not be made and entered herein clarifying that the Court's November 3, 2022 Order, which granted the Verified Petition in its

entirety, requires Respondents to designate an additional polling place at the location offered by Vassar College for voters registered to vote at a residential address on the Vassar campus and to publicize the new on-campus polling place to such voters.

IT IS FURTHER ORDERED that, pending the hearing and determination of this motion, (a) the Aula at Ely Hall shall be designated as an additional polling place to be available on the day of the general election on November 8, 2022 for all voters registered at a residential address on the Vassar College campus; (b) Respondents shall direct Board of Elections staff to begin making the necessary preparations for such additional polling place, and (c) Respondents shall publicize the new on-campus polling place to voters who are registered to vote at a residential address on Vassar College's campus. Sufficient reason appearing therefore,

IT IS FURTHER ORDERED that, pursuant to CPLR 308(5) and given the impracticability of personal service on all Respondents under CPLR 308(1), (2), and (4), electronic service of a copy of this Order to Show Cause, together with the papers upon which it is granted, upon Respondents-Defendants by email to their counsel of record and to the official government email addresses of the Board of Elections' two Commissioners, or by personal service upon a person of suitable age and discretion at the office of the Board of Elections on or before _____, 2022, at ____ shall be deemed good and sufficient service thereof.

IT IS FURTHER ORDERED that any requirement that the affidavits of service be filed with the Clerk of the Court be extended to the return date of this motion, and such affidavits shall be filed with the Clerk of the Part on the return date, and that because of the impracticability of personal service, pursuant to CPLR 308(5), substituted service need

not be preceded by due diligence attempt(s) at personal delivery upon Respondent-Defendant, and for the same reason, the ten day completion of service provision is not in effect.

ENTER:

J.S.C.

Dated: _____, New York
November ____, 2022

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