

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ORANGE

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ORAL CLARKE, ROMANCE REED, GRACE PEREZ,  
PETER RAMON, ERNEST TIRADO, and DOROTHY  
FLOURNOY

Index No. EF002460-2024

Plaintiffs,

(Mot. Seq. 001)

-against-

**NOTICE OF MOTION  
TO DISMISS**

TOWN OF NEWBURGH and TOWN BOARD OF THE  
TOWN OF NEWBURGH,

Defendants.

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PLEASE TAKE NOTICE that, upon the supporting Memorandum of Law, the affirmation of Bennet J. Moskowitz dated April 16, 2024 and accompanying exhibits, Defendants Town of Newburgh and Town Board of the Town of Newburgh will move this Court, at the Supreme Court of the State of New York, Orange County, 285 Main Street, Goshen, New York, Motion Part, on May 2, 2024 at 9:30 a.m., or as soon thereafter as counsel can be heard, for an order pursuant to CPLR §§ 3211(a)(1) and (7) to dismiss the Verified Complaint filed by Plaintiffs Oral Clarke, Romance Reed, Grace Perez, Peter Ramon, Ernest Tirado, and Dorothy Flournoy, and granting such other and further relief as this Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to CPLR § 2214(b), answering papers and cross-motions, if any, are demanded to be served upon the undersigned at least seven (7) days prior to the return date of this motion; and reply papers, if any, must be served upon all parties at least one (1) day before the return date of this motion.

Dated: New York, New York  
April 16, 2024

Respectfully submitted,

**TROUTMAN PEPPER HAMILTON  
SANDERS LLP**

*/s/ Bennet J. Moskowitz*

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