



*State of New York
Court of Appeals*

*Heather Davis, Esq.
Chief Clerk and
Legal Counsel to the Court*

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February 11, 2026

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Re: Williams v Board of Elections
Mo. No. 2026-89

Dear Counselors:

Enclosed is this Court's order concerning the appeals and motions in the above title. The transfer of the appeals does not relieve appellants and intervenors-appellants of the responsibility to timely pursue the appeals, if desired, to the Appellate Division. You may wish to contact the Clerk of the Appellate Division, First Department, regarding the appropriate procedure to follow in that court.

Very truly yours

Heather Davis

HD/RMM/mht:
encl.

cc: Appellate Division, First Department
Christopher D. Dodge, Esq.
Brian L. Quail, Esq.
Andrea Trento, Esq.

State of New York

Court of Appeals

***Decided and Entered on the
eleventh day of February, 2026***

Present, Hon. Rowan D. Wilson, *Chief Judge, presiding.*

Mo. No. 2026-89

Michael Williams, et al.,
Respondents,

v.

Board of Elections of the State of New York,
et al.,

Respondents,

Peter S. Kosinski, et al.,
Appellants,

Nicole Malliotakis, et al.,
Intervenors-Appellants.

Appellants Peter S. Kosinski, et al. and Intervenors-Appellants Nicole Malliotakis, et al. having appealed to the Court of Appeals and moved for a stay and Respondents Michael Williams, et al. having cross-moved to vacate any automatic stay in the above cause;

Upon the papers filed and due deliberation, it is

ORDERED, on the Court's own motion, that the appeals are transferred, without costs, to the Appellate Division, First Department, upon the ground that a direct appeal does not lie when questions other than the constitutional validity of a statutory provision are involved (*see* NY Const, art VI, §§ 3 [b] [2], 5 [b]; CPLR 5601 [b] [2]); and it is further

ORDERED, that the motions for a stay are dismissed as academic; and it is further ORDERED, that the cross-motion to vacate any automatic stay is dismissed as academic.



Heather Davis
Clerk of the Court

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