

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF STEUBEN

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TIM HARKENRIDER, GUY C. BROUGHT,  
LAWRENCE CANNING, PATRICIA CLARINO,  
GEORGE DOOHER, JR., STEPHEN EVANS,  
LINDA FANTON, JERRY FISHMAN, JAY  
FRANTZ, LAWRENCE GARVEY, ALAN  
NEPHEW, SUSAN ROWLEY, JOSEPHINE  
THOMAS, AND MARIANNE VOLANTE,

Index No.: E2022-0116CV

**AFFIDAVIT OF  
OTIS D. DANNE JR.**

Petitioners,

v.

GOVERNOR KATHY HOCHUL, LIEUTENANT  
GOVERNOR AND PRESIDENT OF THE  
SENATE BRIAN A. BENJAMIN, SENATE  
MAJORITY LEADER AND PRESIDENT PRO  
TEMPORE OF THE SENATE ANDREA  
STEWART-COUSINS, SPEAKER OF THE  
ASSEMBLY CARL HEASTIE, NEW YORK  
STATE BOARD OF ELECTIONS, AND THE  
NEW YORK STATE LEGISLATIVE TASK  
FORCE ON DEMOGRAPHIC RESEARCH AND  
REAPPORTIONMENT,

Respondents.

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

I, Otis D. Danne Jr., being duly sworn, depose and state the following:

1. I am a citizen of the State of New York, residing at 5023 Avenue D, Apt. 2F, Brooklyn, NY 11203 in Kings County. I am registered to vote in the State of New York.
2. I am a candidate for Member of the Assembly from the 58th Assembly District.
3. I have been endorsed by the Parent Party of New York (the "Parent Party").
4. In partnership with the Parent Party, I intend to circulate independent nominating

petitions so that I can appear on the ballot as a Parent Party candidate for Member of the Assembly in the November 8, 2022 General Election.

5. The redistricting process, and the ongoing litigation related thereto, has interfered with my ability to circulate petitions to appear as a candidate on the Parent Party line in the November 8, 2022 General Election.

6. I previously circulated and filed a Designating Petition with the New York City Board of Elections in an attempt to qualify to appear on the ballot in the upcoming Democratic Primary election, currently scheduled to be held on June 28, 2022. However, the Commissioners of the New York City Board of Elections removed me from the ballot after determining that my Designating Petition contained insufficient signatures.

7. Accordingly, if I do not secure the Parent Party line or any other third-party line, then I will not be on the ballot at all. If I do not make the ballot, registered voters within the 58th Assembly District who support me would not be able to vote for me at any time this election cycle.

8. I seek to intervene in this action so that my rights as a voter and a candidate will be protected. I have not submitted any prior application for the relief I seek.



Otis D. Danne Jr.

Sworn to and subscribed before me

this 15 day of MAY 2022.

