

STATE OF NEW YORK
SUPREME COURT: COUNTY OF STEUBEN

TIM HARKENRIDER, GUY C. BROUGHT,
LAWRENCE CANNING, PATRICIA CLARINO,
GEORGE DOOHER, JR. STEVEN EVANS, LINDA
FANTON, JERRY FISHMAN, JAY FRANTZ,
LAWRENCE GARVEY, ALEN NEWPHEW,
SUSAN ROWLEY, JOSEPHINE THOMAS, and
MARIANNE VOLANTE,

Index No. E2022-0116CV

Petitioners,

-against-

**AFFIDAVIT OF TYRRELL
BEN-AVI IN SUPPORT OF
REQUEST FOR LEAVE TO
INTERVENE**

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
BOARD OF ELECTIONS, and THE NEW YORK STATE
LEGISLATIVE TASK FORCE ON DEMOGRAPHIC
RESEARCH AND REAPPORTIONMENT,

Respondents.

I, TYRRELL BEN-AVI, being duly sworn, depose and state the following:

1. I am a citizen of the State of New York, residing at 2041 Adam Clayton Powell Jr. Blvd, Apt 1b, New York, New York 10027 in New York County. I am registered to vote in the State of New York.
2. I respectfully submit this affidavit in support of my emergency request to intervene in the above-captioned action. I am fully familiar with the facts and circumstances below.

AFFIDAVIT



Judith M. Hunter, County Clerk

E2022-0116CV
05/23/2022 02:14 PM

Clerk: HA

3. I am moving for leave to intervene by order to show cause to that my pleadings may be considered in connect with this proceeding.
4. I seek to intervene as of right in this action, on the ground that my interests may not be adequately represented by the present parties and since I may be bound by any judgment rendered herein. NY CPLR 1012 (a) (2) (“Upon timely motion, an person shall be
5. permitted to intervene in any action... when the representation of the person’s interest by the parties is or may be inadequate and the person is or may be bound by the judgment.”)
6. I have not submitted any prior application for the relief I seek.



Tyrrell Ben-Avi

Date May 5, 2022