

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ALBANY

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Anthony S. Hoffmann; Marco Carrión; Courtney Gibbons;
Lauren Foley; Mary Kain; Kevin Meggett; Clinton Miller;
Seth Pearce; Verity Van Tassel Richards; and Nancy Van
Tassel,

Index No. 904972-22

**ATTORNEY AFFIRMATION
OF JAMES R. PELUSO
IN SUPPORT OF AMENDED
VERIFIED PETITION**

Petitioners,

-against-

The New York State Independent Redistricting
Commission; Independent Redistricting Commission
Chairperson David Imamura; Independent Redistricting
Commissioner Ross Brady; Independent Redistricting
Commissioner John Conway III; Independent Redistricting
Commissioner Ivelisse Cuevas-Molina; Independent
Redistricting Commissioner Elaine Frazier; Independent
Redistricting Commissioner Lisa Harris; Independent
Redistricting Commissioner Charles Nesbitt; and
Independent Redistricting Commissioner Willis H.
Stephens,

Respondents.

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JAMES R. PELUSO, an attorney admitted to practice in the courts of this State, and not a party to the within action, affirms the following to be true under the penalties of perjury pursuant to CPLR § 2106:

1. I am an attorney at law duly admitted to practice before this Court and partner with the law firm of Dreyer Boyajian LLP.

2. I submit this Affirmation to present to the Court certain unreported court opinions and pleadings underlying said authority in support of Petitioners' Amended Verified Petition submitted herewith, which materials are attached hereto as described below.

3. A true and correct copy of the Petition, dated February 3, 2022, from the action captioned *Harkenrider v. Hochul*, No. E2022-0116CV (Sup Ct, Steuben County, Feb. 3, 2022), is annexed hereto as “Ex. 1.”

4. A true and correct copy of the Amended Petition, dated February 14, 2022, from the action captioned *Harkenrider v. Hochul*, No. E2022-0116CV (Sup Ct, Steuben County, Feb. 14, 2022) and attached as Exhibit B to an Order to Show Cause in that action, is annexed hereto as “Ex. 2.”

5. A true and correct copy of the Decision and Order, dated March 31, 2022, from the action captioned *Harkenrider v. Hochul*, No. E2022-0116CV (Sup Ct Steuben County, Mar. 31, 2022), is annexed hereto as “Ex. 3.”

6. A true and correct copy of the Decision, dated April 8, 2022, from the action captioned *Harkenrider v. Hochul*, No. CAE 22-00506 (4th Dept, Apr. 8, 2022), is annexed hereto as “Ex. 4.”

7. A true and correct copy of the Preliminary Order, dated April 29, 2022, from the action captioned *Harkenrider v. Hochul*, No. E2022-0116CV (Sup Ct, Steuben County, Apr. 29, 2022) is annexed hereto as “Ex. 5.”

8. A true and correct copy of the Decision and Order, dated May 21, 2022, from the action captioned *Harkenrider v. Hochul*, No. E2022-0116CV (Sup Ct, Steuben County, May 21, 2022) is annexed hereto as “Ex. 6.”

Dated: August 4, 2022
Albany, New York

By: /s/ James R. Peluso
James R. Peluso