

# **EXHIBIT B**

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

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PAUL NICHOLS, GAVIN WAX, AND GARY  
GREENBERG

*Petitioners,*

-against-

Index No. 154213/2022

IAS Part 63

Hon. Laurence R. Love, J.S.C.

GOVERNOR KATHY HOCHUL, 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

**AFFIDAVIT OF DR. JOHN  
FLATEAU**

*Respondents.*

COUNTY OF KINGS )

STATE OF NEW YORK ) SS:

DR. JOHN FLATEAU, of full age, being duly sworn, hereby deposes and says as follows:

1. I served as a Commissioner on the New York State Independent Redistricting Commission (“IRC”) during the 2020 redistricting cycle.

2. I briefly resigned from the IRC in 2022, but was reappointed on August 1, 2022 by Senate Majority Leader and Temporary President Andrea Stewart-Cousins. A copy of my re-appointment letter is attached as Exhibit 1.

3. I do not oppose the IRC being named as a Respondent in this proceeding, nor do I oppose myself being named as an individual Respondent.

4. Should I be named as a Respondent in this action, I intend in that instance to retain Jenner & Block LLP, counsel for Commissioners David Imamura, Ivelisse Cuevas-Molina, and Elaine Frazier, as my counsel.

5. I do not oppose the means for redrawing the state Assembly map proposed by Respondent Speaker of the Assembly Carl Heastie and I am prepared to undertake that duty should the Court so order.

DATED: September 15, 2022  
Brooklyn, New York

*John Flateau*  
\_\_\_\_\_  
John Flateau

Sworn to before me this  
15<sup>th</sup> Day of SEPTEMBER, 2022

*Richard Flateau*  
\_\_\_\_\_  
Notary Public

