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November 8, 2024

VIA NYSCEF

Hon. Maria S. Vazquez-Doles
Orange County Supreme Court
Orange County Government Center, Courtroom 5
285 Main Street
Goshen, New York 10924

Re: *Oral Clarke, et al. v. Town of Newburgh, et al.*, Index No. EF002460-2024

Dear Justice Vazquez-Doles,

We represent plaintiffs in this matter. In order to identify the issues available for appeal, we write to seek clarification as to the scope of this Court’s Decision and Order dated November 7, 2024, NYSCEF Docket # 147. We are seeking clarification to understand what issues are relevant for appeal.

Page 25 of that Order states that “the NYVRA is hereby stricken in its entirety from further enforcement and application to these Defendants and to any other political subdivision in the State of New York.” This could be read either to strike the entirety of the NY Election Law, Chapter 17, Article 17, Title 2; or to strike just NY Elec. § 17-206(2)(b)(i), the provision at issue in this case. Plaintiffs would appreciate if the Court could provide additional guidance on which of the interpretations is correct.

Respectfully yours,

Robert A. Spolzino, Esq.

cc: All parties via NYSCEF