

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,

Petitioners,

For an Order and Judgment Pursuant to Article 78 of
the New York Civil Practice Law and Rules

-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

-and-

Tim Harkenrider; Guy C. Brought; Lawrence Canning;
Patricia Clarino; George Doher, Jr.; Stephen Evans;
Linda Fanton; Jerry Fishman; Jay Frantz; Lawrence
Garvey; Alan Nephew; Susan Rowley; Josephine
Thomas; and Marianne Violante,

Intervenors-
Respondents

Index No. 904972-22

**STIPULATION AND ORDER
OF SUBSTITUTION
PURSUANT TO N.Y. C.P.L.R.
§ 1019**

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WHEREAS, Respondent David Imamura was named in this lawsuit in his official
capacity as a Commissioner of the New York State Independent Redistricting Commission (the
“IRC”);

WHEREAS, Mr. Imamura resigned as a member of the IRC effective November 15, 2022;

WHEREAS, Ken Jenkins was appointed to the IRC effective November 16, 2022; and

WHEREAS, this matter having come before the Court by stipulation by and between the attorneys for the Petitioners 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, and the attorneys for Respondent DAVID IMAMURA and KEN JENKINS, for the substitution of Mr. Jenkins for Mr. Imamura; and these parties, by, between, and among their respective counsel, having stipulated and agreed to the terms set forth herein, and good cause having been shown;

IT IS hereby ORDERED that:

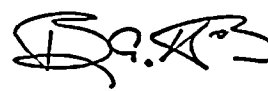
1. Pursuant to N.Y. C.P.L.R. § 1019, Ken Jenkins is substituted for David Imamura in this proceeding and the corresponding appeal noticed in the Appellate Division, Third Department.
2. Upon the ordering of this stipulation by the Supreme Court, Counsel for Petitioners will update the cover page in any filings with the Appellate Division, Third Department to reflect this substitution.
3. Facsimile signatures shall be deemed as effective as original signatures, for purposes of submission of this Stipulation and Order to the Court.

Dated: December 7, 2022

ENTER,



HON. PETER A. LYNCH, J.S.C.



STIPULATED AND AGREED:

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