

At a Term of the Supreme Court in and for the County of Rockland held at the Rockland County Supreme Court in New City, New York on the _____ day of May _____, 2023.

PRESENT: HON. _____, J.S.C.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ROCKLAND

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In the Matter of the Application of The County of Rockland, Edwin J. Day in his capacity as County Executive of the County of Rockland, Rockland County Social Services District, and Joan M. Silvestri in her capacity as Commissioner of the Rockland County Social Services District,

Petitioners-Plaintiffs,

-against-

The City of New York, Eric Adams in his capacity as Mayor of the City of New York, and Molly Wasow Park in her capacity as the Commissioner of the New York City Department of Social Services, Palisades Estates EOM LLC, Armoni Inn & Suites LLC d/b/a Armoni Inn & Suites, and Johnson Kirchner Holdings, LLC,

Respondents-Defendants,

and

New York State Office of Temporary Disability and Assistance,

Nominal Respondent-Defendant,

For a Judgment pursuant to Article 78 and for a Declaratory Judgment under Article 30 of the Civil Practice Law and Rules.

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Upon the affidavit of Joan M. Silvestri, sworn to the 9th day of May 2023, the affirmation of Thomas Simeiti, Esq. dated the 9th day of May 2023, and the and the combined petition and

Index No.

**ORDER TO SHOW
CAUSE WITH
TEMPORARY
RESTRAINTS**

complaint verified by Thomas E. Humbach, Esq. on behalf of The County of Rockland and Joan M. Silvestri on the 9th day of May 2023, together with the exhibits attached to this Order to Show Cause and notice pursuant to Rule 202.7(f) of the New York Rules of Court,

LET The City of New York, Eric Adams in his capacity as Mayor of the City of New York, and Molly Wasow Park in her capacity as the Acting Commissioner of the New York City Department of Homeless Services for the City of New York, Palisades Estates EOM LLC, Armoni Inn & Suites LLC d/b/a Armoni Inn & Suites, and Johnson Kirchner Holdings, LLC, the Respondents-Defendants herein, show cause before this Court at the Courthouse located at Rockland County Courthouse, One South Main Street, New City, New York on the _____ day of May 2023, at _____ .M. o'clock in the _____ noon or as soon thereafter as the parties can be heard, why an Order should not be made and entered:

(1) Pursuant to CPLR 6301 et seq., granting a preliminary injunction during the pendency of this action, restraining and enjoining Respondents-Defendants, The City of New York, Eric Adams in his capacity as Mayor of the City of New York, and Molly Wasow Park in her capacity as the Commissioner of the New York City Department of Social Services, Palisades Estates EOM LLC, Armoni Inn & Suites LLC d/b/a Armoni Inn & Suites, and Johnson Kirchner Holdings, LLC, through its agents, servants, representatives and employees, from _____; and

(2) Granting such other and further relief as to this Court may deem just and proper, including an award of costs and disbursements to Petitioners-Plaintiffs.

SUFFICIENT REASON APPEARING THEREFOR, that pending a hearing and determination of the within application, it is hereby

ORDERED that Respondents-Defendants, The City of New York, Eric Adams in his capacity as Mayor of the City of New York, and Molly Wasow Park in her capacity as

Commissioner of the New York City Department of Social Services, Palisades Estates EOM LLC, and Armoni Inn & Suites LLC d/b/a Armoni Inn & Suites, through their agents, servants, representatives and employees are temporarily restrained and enjoined from _____; and it is further

ORDERED, that service of a copy of this Order together with the papers upon which it is based shall be made by hand delivery or overnight mail delivery upon Respondent-Defendant, The City of New York, Eric Adams in his capacity as Mayor of the City of New York, and Molly Wasow Park in her capacity as the Acting Commissioner of the New York City Department of Homeless Services for the City of New York, upon their attorneys, New York City Law Department / Attn: Corporation Counsel, at the office address at 100 Church Street, New York, New York 10007 on or before the ____ day of May 2023, shall be deemed good and sufficient service; and it is further

ORDERED, that service of a copy of this Order together with the papers which it is based shall be made by hand delivery or overnight mail delivery upon Respondent-Defendant Palisades Estates EOM LLC upon their registered agent for service, Premier Corporate Services Inc., 90 State Street, Suite 700, Box 10, Albany, New York 12207 on or before the ____ day of May 2023, shall be deemed good and sufficient service; and it is further

ORDERED, that service of a copy of this Order together with the papers which it is based shall be made by hand delivery or overnight mail delivery upon Respondent-Defendant Armoni Inn & Suites LLC d/b/a Armoni Inn & Suites upon their registered agent for service, Nussbaum Lowinger LLP, at their offices at 225 Broadway, 39th Floor, New York, New York 10007 on or before the ____ day of May 2023, shall be deemed good and sufficient service; and it is further

ORDERED, that service of a copy of this Order together with the papers which it is based shall be made by hand delivery or overnight mail delivery upon the Nominal Respondent-Defendant, New York State Office of Temporary and Disability Assistance upon their General Counsel, Tiffiney Rudnik, at the offices at Ten Eyck State Office Building, 40 North Pearl Street, Albany, New York 12207 on or before the ____ day of May 2023, shall be deemed good and sufficient service; and it is further

ORDERED, that pursuant to Section 7804(c) of the Civil Practice Law and Rules, a verified answer and supporting affidavits, if any, shall be served upon the Office of the Rockland County Attorney, counsel for Petitioners-Plaintiffs at their offices at 11 New Hempstead Road, New City, New York 10956 _____ at least five (5) days before the return date of this application.

Dated: New City, New York

ENTER:

HON.
Justice of the Supreme Court