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July 11, 2023

**VIA NYSCEF**

Hon. Thomas P. Zugibe  
Supreme Court of the State of New York  
1 South Main Street – Courtroom 2  
New City, New York 10956

Re: *In the Matter of the Application of the County of Rockland, et al. v. The City of New York, et al.*  
Index No.: 032065/2023  
City of New York Adjournment Request and Order of Adjournment

Dear Justice Zugibe:

We represent the Petitioners-Plaintiffs in the above referenced action. I write in response to the letter submitted today by Mr. Rubin seeking an adjournment of the hearing scheduled for Thursday to allow a New York County Judge to address the application to remove the prior action pending in this court to New York County.<sup>1</sup> The Court has apparently granted this request without allowing Petitioners an opportunity to be heard. Petitioners oppose this request and ask the Court to reconsider.

The City of New York's blatant attempt to remove a prior action pending to New York County in its effort to find a more favorable justice to its cause does not warrant an adjournment. Petitioners, along with more than thirty other counties aggrieved by New York City's efforts to transfer homeless individuals outside New York's City's borders without coordination with the receiving counties and without complying with applicable statutory and regulatory requirements, have or are expected to move to dismiss New York City's forum shopping lawsuit or, in the alternative, sever the claims against the counties and return these claims to the counties in which they must lawfully be brought. This is particularly so for the claims against Petitioners here, as well as Orange County, Onondaga County and the other counties in which actions are already pending seeking to restrain the City of New York from its unlawful conduct.

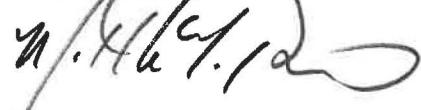
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<sup>1</sup> Notably, the City of New York made no effort to meet and confer or even provide the courtesy of advance notice to Petitioners of its adjourned request. This is consistent with New York City's conduct throughout this litigation including its failure to comply with the Court's directive to provide contact information for City personnel to speak with the County regarding resolution of this matter.

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Petitioners object to New York City's efforts to ask this Court to essentially defer to a court of concurrent jurisdiction with respect to matters that are of critical importance to and affect the well-being of the effected homeless individuals as well as the citizens of Rockland County. Accordingly, Petitioners ask this Court to rescind its adjournment order.

Respectfully submitted,



Matthew G. Parisi

MGP:lr  
cc: all counsel via NYSECF



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## **Rockland County Supreme Court**

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**032065/2023**

**County of Rockland et al v. City of New York et al**  
**Assigned Judge: Thomas P Zugibe**

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140	LETTER / CORRESPONDENCE TO JUDGE

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