



THE CITY OF NEW YORK  
**LAW DEPARTMENT**

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September 22, 2020

Hon. Carol Edmead  
Supreme Court of New York, County of New York  
60 Centre Street, Room 438  
New York, New York 10007

Re: Shannon Corwin, et al. v. City of New York, et al.  
Index No. 157166/2020

Dear Hon. Edmead:

I am an Assistant Corporation Counsel in the office of James E. Johnson, Corporation Counsel of the City of New York, assigned to represent Respondents in the above action. I write in response to Your Honor's September 21, 2020 email directing Respondents to advise the Court of any opposition to Petitioners' counsel's request to add two additional intervenor affidavits to Petitioners' submission.

Respondents object to the addition of the additional affidavits on the grounds that, at this time, the Petition has been fully briefed and submitted, and Petitioners' counsel's request was submitted to, and implicitly decided by, Hon. Ramseur in her Order Vacating [the] TRO and Transferring [the] Action. Dkt. No. 28. In particular, although Hon. Ramseur did not directly rule on Petitioners' counsel's request to add these two additional affidavits, she explicitly stated that she was not considering any of the "proposed intervenor affidavits" submitted by Petitioners' counsel, explaining that Petitioners' counsel failed "despite the Court's numerous attempts to solicit precedential or statutory support—[to] raise the standards of, or even identify, CPLR 7802(d) ('The court may direct that notice of the proceeding be given to any person. It may allow other interested persons to intervene.')." *Id.* at 2, n.1. Accordingly, Petitioners' counsel's request to submit two additional affidavits from "proposed intervenors" should be denied.

Relatedly, Respondents respectfully submit that the conference scheduled for Wednesday, September 23, 2020 at 11:00 a.m. before Your Honor is not necessary, as the Petition, and Respondents' Verified Answer and Memorandum of Law in support of dismissal of

the Petition, are presently fully submitted and awaiting a decision. Of course, if Your Honor would nonetheless like to hear from the parties at the scheduled conference, Respondents do not object and will gladly participate.

Thank you for your time and attention to this matter.

Respectfully Submitted,

*/s/ Amanda C. Croushore*

Assistant Corporation Counsel

Copy to: Bryan D. Glass, Esq., by electronic filing and email