

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ALBANY

HOWARD LEIB, SUSAN LERNER,  
ERIC WALKER and ELEANOR MORETTA,

Petitioners,

-against-

JAMES A. WALSH, DOUGLAS A. KELLNER,  
ANDREW J. SPANO and GREGORY P.  
PETERSON, in their official capacities as  
COMMISSIONERS OF THE NEW YORK  
STATE BOARD OF ELECTIONS, and THE  
NEW YORK STATE BOARD OF ELECTIONS,

Respondents.

Index No. \_\_\_\_\_

**NOTICE OF PETITION**

**ORAL ARGUMENT REQUESTED**

**PLEASE TAKE NOTICE** that upon the annexed Verified Petition and the exhibits thereto, the accompanying memorandum of law, and all proceedings heretofore had herein, the undersigned will move this Court, at the Albany County Courthouse, in the Motion Submission Part, located at 16 Eagle Street, in the City and County of Albany, State of New York, on the 12th day of September, 2014, at 9:30 a.m., or as soon thereafter as counsel may be heard, for an Order as follows:

- (i) Granting Petitioners' Verified Petition in its entirety and entering judgment thereon; and
- (ii) Awarding such other relief as the Court deems just and proper.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to CPLR § 7804(c), an answer and supporting affidavits, if any, are required to be served upon the undersigned at least five days before the return date of the within Petition.

Dated: New York, New York  
August 18, 2014

DECHERT LLP

By: \_\_\_\_\_

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Susan Lerner, Eric Walker and Eleanor Moretta*