

At a \_\_\_\_\_ part of the Supreme Court of the State of New York, held in and for the County of Rockland, at 1 South Main Street, New City, NY 10956 on the \_\_\_\_\_ day of October 2020

PRESENT:

\_\_\_\_\_  
J.S.C.

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Spring Valley Branch of the NAACP,  
Nyack Branch of the NAACP, Glenda Davis,  
Jeremiah Conway, Tomara Aldrich, Nancy Phillips  
  
Petitioners,

-against-

Rockland County Board of Elections, Rockland County  
Board of Elections Commissioner Patricia A. Giblin,  
and Rockland County Board of Elections  
Commissioner Kristen Stavisky,

Respondents,

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Upon the reading and filing of the emergency affirmation of Perry Grossman, dated October 29, 2020, the annexed Verified Petition of Petitioners, duly verified on October 29, 2020; the Affidavits and Affirmations submitted herewith; and upon all of the papers and proceedings herein, it is hereby:

ORDERED, that the Respondents named hereinabove show cause before this Court at Part \_\_\_\_\_ to be held at the Courthouse located at 1 South Main Street, New City, N.Y. 10956, on the \_\_\_\_\_ of October 2020 at \_\_\_\_\_ of that day, or as soon thereafter as counsel can be heard, why an Order should not be made and entered herein:

ORDER TO SHOW CAUSE  
  
Index No.: \_\_\_\_\_  
  
Date Purchased: October 29, 2020

- (i) Pursuant to CPLR §3001, *declaring* Respondents have violated their obligations under 9 NYCRR 6210.19(d)(1);
- (ii) Pursuant to CPLR § 3001, *declaring* Respondents have violated their obligations under Executive Law § 296(2) and Civil Rights Law § 40-c;
- (iii) Pursuant to 9 NYCRR 6210.19 and CPLR 6301, *compelling* Respondents to deploy such additional voting equipment, election workers and other resources necessary to reduce the wait time to less than 30 minutes, including but not limited to by expanding the hours each day that early voting is available, and taking the other steps described below.

IT IS FURTHER ORDERED, that pursuant 9 NYCRR 6210.19 and CPLR 6301, Respondents are temporarily restrained and ordered to deploy such additional voting equipment, election workers and other resources necessary to reduce the wait time to less than 30 minutes, including but not limited to by expanding the hours each day that early voting is available, beginning on this, the 29<sup>th</sup> day of October, 2020. Respondents are specifically directed to take the following steps immediately:

- (i) Expand early voting hours for the remaining days as follows:
  - a. Friday, 9 a.m. to 6 p.m. (one extra hour);
  - b. Saturday, 9 a.m. to 5 p.m. (three extra hours); and
  - c. Sunday, 9 a.m. to 5 p.m. (three extra hours)
- (ii) Evaluate whether any further expansion of early voting hours would be feasible; and

- (iii) To the extent any additional voting equipment, election workers, and other resources are available at existing sites, use those resources to address wait times.
- (iv) Evaluate whether any other polling sites could feasibly be made available this weekend;
- (v) Post written notices that are reasonably accessible to disabled voters at the entrance to each early voting sites and at 100 foot intervals along the customary path that the line of voters follows stating that voters with disabilities can advance to the front of the line or provided seating while they wait to vote.

SUFFICIENT CAUSE APPEARING THEREFOR, leave is hereby granted to the Petitioners to submit, upon the return date of this Order to Show Cause, and any adjournments thereof, and the argument thereof, such additional evidence, exhibits, and other proof as may be necessary, including without limitation, such proof as may be necessary to support the validity of Petitioner's arguments.

SUFFICIENT CAUSE APPEARING THEREFOR, it is further ORDERED that that service of a copy of this Order to Show Cause and Verified Petition with index number and date of filing endorsed thereon, together with the papers upon which it is granted be made upon Respondent by e-mail, and that such method of service shall be deemed good and sufficient service thereof.

IT IS FURTHER ORDERED, that any requirement that the affidavits of service be filed with the Clerk of the Court be extended to the return date of this motion, and such affidavits shall be filed with the Clerk of the Part on the return date, and that any requirement that substituted service be preceded by due diligence attempt(s) at personal delivery upon Respondent(s) be and is hereby waived, and that the ten day completion of service provision be and is hereby waived by this Order.

E N T E R:

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J.S.C.