

SUMMARY STATEMENT ON APPLICATION FOR EXPEDITED SERVICE AND/OR INTERIM RELIEF

(SUBMITTED BY MOVING PARTY)

Date: November 15, 2023

Case # 2023-05859

Title of Matter: Donald J. Trump, et al. v. Hon. Arthur F. Engoron, et al. Index/Indict/Docket #

Appeal by: Order Judgment Decree of Supreme Surrogate's Family County Court entered on ,20

Name of Judge: Notice of Appeal filed on ,20

If from administrative determination, state agency

Nature of action or proceeding: Original Proceeding

Provisions of order judgment decree appealed from

This application by appellant respondent is for interim stay of enforcement of two unconstitutional gag orders and imposition of sanctions thereunder pending a full panel determination of Article 78 petition brought in the nature of mandamus/prohibition.

If applying for a stay, state reason why requested Supreme Court's gag orders entered during the non-jury trial in the underlying proceeding are unconstitutional, and sanctions imposed thereunder are in violation of the Judiciary Law and Rules of this Court.

Has any undertaking been posted No If "yes", state amount and type

Has application been made to court below for this relief No If "yes", state Disposition
Has there been any prior application here in this court No If "yes", state dates and nature

Has adversary been advised of this application Yes Does he/she consent

Attorney for Movant

Attorney for Opposition

Name petitioners

AG

Address _____

Colleen Kelly Flaherty

Eric Haren

Daniel Magy

Tel. No. _____

Email _____

Appearing by _____

Christopher Kise

Judge Engoron

Clifford Robert

Lisa Evans

Alina Habba

(Do not write below this line)

DISPOSITION

Considering the constitutional and statutory rights at issue an interim stay is granted.

Motion Date 11/27/23 Opposition 11/22 12 noon Justice DF Reply 11/27 10am Date 11-16-23

EXPEDITE PHONE ATTORNEYS _____ DECISION BY _____

ALL PAPERS TO BE SERVED PERSONALLY. _____
Court Attorney EW