

Supreme Court of the State of New York

Appellate Division, First Judicial Department

PRESENT: Hon. Sallie Manzanet-Daniels,
Ellen Gesmer
Saliann Scarpulla
Llinét M. Rosado,

Justice Presiding,

Justices.

In the Matter of the Application of

Motion No. 2023-05338

Case No. 2023-05859

Donald J. Trump, Donald Trump, Jr., Eric
Trump, Allen Weisselberg, Jeffrey
McConney, The Donald J. Trump Irrevocable
Trust, The Trump Organization, Inc., Trump
Organization, LLC, DJR Holdings LLC, DJT
Holdings Managing Member, Trump
Endeavor 12 LLC, 401 North Wabash
Venture LLC, Trump Old Post Office LLC, 40
Wall Street LLC, and Seven Springs LLC,
Petitioners,

For a Judgment Pursuant to Article 78
Of the Civil Practice Law and Rules

-against-

The Honorable Arthur F. Engoron, J.S.C.,
and The People of the State of New York by
Letitia James, Attorney General of the State
of New York,
Respondents.

A petition having been filed with this Court on November 15, 2023, seeking to annul and vacate pursuant to CPLR 7803(2) and (3): (1) orders of the Supreme Court, New York County, entered on or about October 20, 2023 and on or about October 26, 2023 constituting summary findings of contempt against petitioner Donald J. Trump; (2) a “gag order” of the same court and justice entered on the record on or about October 03, 2023, and so-ordered on or about October 26, 2023, and a “supplemental limited gag order” of the same court and justice entered on or about November 03, 2023,

And an order of this Court entered on November 30, 2023 having denied petitioners' motion to stay enforcement of the aforesaid gag order and supplemental limited gag order pending hearing and determination of the instant petition (Motion No. 2023-05088),

And petitioners having moved for leave to appeal to the Court of Appeals from the aforesaid order this Court, entered on November 30, 2023, and for expedited resolution of the petition,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion for leave to appeal is denied; that branch of the motion for expedited resolution of the petition is denied as moot (See Appeal No. 1443 decided simultaneously herewith).

ENTERED: December 14, 2023

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is fluid and cursive, with the first name "Susanna" being the most prominent part.

Susanna Molina Rojas
Clerk of the Court