

SUPREME COURT BRONX COUNTY

RULES FOR ELECTION MATTERS PART · 2024

Orders to Show Cause on applications to validate or invalidate designating or nominating petitions are required to be commenced on or before **April 18, 2024**, or within three (3) business days after a petition is invalidated by the Board of Elections, and shall be returnable before Hon. Laurence Busching, a Justice of the Supreme Court, on or about **Monday, April 22, 2024, at 10 a.m., Room TBD, Bronx Supreme Court, 851 Grand Concourse, Bronx, New York.** Cases will be heard either virtually via Microsoft Teams or in person, as directed by the Court.

On the initial return date of the Order to Show Cause, all counsel, and self-represented litigants shall advise the Clerk of the Part of their addresses, telephone numbers, and email addresses no later than 9:30 a.m. **Failure to file same in accordance with the foregoing shall be deemed a waiver and further proof shall be precluded.** Proof of Service of the Orders to Show Cause, as well as any interposed Counterclaims or Answers, shall be e-filed with NYSCEF or filed with the Court in cases that are not e-filed, and may also be emailed to bxsup-electionmatters@nycourts.gov on or before **April 22, 2024, by 9:30 a.m.** Specifications of Objections to Designating or Nominating Petitions previously filed with the Board of Elections and served in accordance with the Rules of the Board of Elections in the City of New York need not be filed, but relevant documents should be emailed to bxsup-electionmatters@nycourts.gov. **The failure to comply with the foregoing filing requirement may result in preclusion.**

In all proceedings to validate or invalidate Designating Petitions commenced within 14 days of the last day to file the petition, Petitioners must, within 3 business days after the Board's final determination, e-file in NYSCEF or file with the court in cases that are not e-filed, a Bill of Particulars which is sufficiently particularized to give notice of which determinations by the Board are being challenged. **Petitioners will be deemed to have waived objections to the Board's rulings which are not timely identified in said Bill of Particulars.** Any petition signature sought to be challenged or reinstated, whether contained in the Specifications of Objections or Bill of Particulars, shall contain the voter

registration number. The Court reserves the right to commence line-by-line reviews of the specifications of objections filed against petitions prior to the filing of this Bill of Particulars.

In any matter alleging a question of residency of a candidate, a written offer of proof shall be e-filed with NYSCEF, or filed with the Court in cases which are not e-filed and may also be emailed to bxsup-electionmatters@nycourts.gov on or before **the return date of the Order to Show Cause**. This offer of proof shall specify: the address where the petitioner believes the candidate actually resides and the reasons therefor, or the reasons why the petitioner believes that the candidate does not reside at the address stated in the designating/nominating petition; and the name of any witness which the party intends to call to testify regarding this issue.

A written offer of proof in all matters alleging a question of fraud, including a statement as to the number of witnesses expected to be called and the status of such witnesses (e.g., signatory, subscribing witness, notary public, expert, or other) shall be e-filed with NYSCEF or filed with the Court in cases which are not e-filed, and may also be emailed to bxsup-electionmatters@nycourts.gov on or before **the return date of the Order to Show Cause by 9:30 a.m.** This written offer of proof shall include: the name of each witness expected to be called; the status of such witness (e.g., signatory, subscribing witness, notary public, expert, or other); and whether the name of such witness appears in the petition and if so, specifying the volume, page and, where appropriate, the line where the name appears. **The failure to file and serve such offer of proof may be deemed a waiver and further proof may be precluded.**

Orders to Show Cause on applications to validate a designating or nominating petition, commenced within three (3) business days after the Board of Elections Hearing where the designating petition/candidacy was invalidated shall be returnable as soon as possible depending on the date when the Board of Elections made its determination. In these proceedings Petitioners must file a Bill of Particulars as directed by the Court.