

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK: PART **TAP**

THE PEOPLE OF THE STATE OF NEW YORK

AFFIRMATION OF ACTUAL
ENGAGEMENT

INDICTMENT NO. _____

-against-

Defendant.

_____, an attorney admitted to practice law before the
Courts of the State of New York, affirms, under penalty of perjury that:

1. I represent _____, the defendant in
this matter. I make this affidavit pursuant to the Rules of the Chief Administrator of the
Courts, §125.1 of the Uniform Rules for the Engagement of Counsel.

2. The defendant is not incarcerated or

3. The defendant is incarcerated and

The defendant does not need to be produced or

The defendant does need to be produced.

4. I am unable to appear in Part _____ on _____ (date) because I am currently
engaged in the matter of:

5. This matter is a [set forth the general nature of the matter]: _____
and is scheduled in Part _____, in the county of _____, in front of
the Honorable _____.

6. The trial (or other engagement) commenced on _____.

7. The matter is scheduled to conclude on _____.
I am requesting that you adjourn this case to the date of _____
because _____.

8. I specifically affirm that I am familiar with Rule 125.1 regarding the engagement of

counsel. I further affirm that the matter in which I am engaged has either

- a. actually commenced; or
- b. is commencing today and has precedence over the above-captioned case based on Rule 125.1 (c) of the Uniform Rules for the Engagement of Counsel; or
- c. that there are exceptional circumstances present (within the meaning of Rule 125.1(d) of the Uniform Rules for the Engagement of Counsel), in that [set forth exceptional circumstances]: _____.

9. [If applicable:] I have the following cases scheduled in Supreme Court, NY County that this affirmation applies to as well.

Case#	Part	Date requested	Incarcerated?	Needs to be Produced?

Dated: _____, _____.

Affirmed under the penalty of perjury:
