

*State of New York
Supreme Court, Appellate Division
Third Judicial Department*

**ORDER LIFTING SUSPENSION OF DEADLINES
PERTAINING TO FILING OF ANSWERING AND RESPONDING BRIEFS**

In light of the expansion of Court functions as a virtual court as of April 13, 2020, and to ensure the continuation of the Court's important business, it is hereby

ORDERED that the order entered March 17, 2020 suspending perfection, filing and other deadlines set forth by Court order or rule is hereby modified as follows:

For any non-calendared matters in which the deadline for filing answering and responding briefs and reply briefs were affected by the March 17, 2020 order suspending all deadlines, the filing deadlines for answering and responding briefs shall be set as follows:

<u>If your answering or responding brief was due:</u>	<u>It is now due:</u>
March 16 - March 27	June 19
March 30 - April 10	June 26
April 13 - April 24	July 2
April 27 - May 6	July 10

For any answering or responding brief due on or after May 7 through June 8, the deadline is extended an additional 45 days;

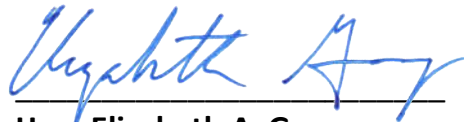
Any extension of time to file an answering or responding brief with a deadline after June 8 will require an application or motion as set forth in 22 NYCRR 1250.9 (g) and 22 NYCRR 850.9 (g);

The above schedule shall not apply to any deadline for filing an answering or responding brief as ordered or directed by Court order issued on or after March 17, 2020, in which case the court-ordered or directed deadline shall control;

Reply briefs are due 10 days after service of respondent's briefs, consistent with 22 NYCRR 1250.9 (d); and it is further

ORDERED that the indefinite suspension in the March 17, 2020 order regarding appellant's perfection deadlines shall continue, until further order or directive of the Court; and it is further

ORDERED that any pending motions for an extension of time to file answering or responding briefs or to deem answering or responding briefs timely filed are academic in light of the extension of time to file as set forth in the above schedule.



Hon. Elizabeth A. Garry
Presiding Justice

Dated: May 6, 2020