

Supreme Court of the State of New York
Appellate Division, First Judicial Department

PRESENT: Hon. Troy K. Webber,
David Friedman
Lizbeth González
Manuel J. Mendez
Martin Shulman,

Justice Presiding,

Justices.

In the Matter of the Application of

Motion No. 2023-04028

Case No. 2023-04580

Donald J. Trump, Donald Trump, Jr., Eric
Trump, Allen Weisselberg, Jeffrey
McConney, The Donald J. Trump Revocable
Trust, The Trump Organization, Inc., The
Trump Organization, LLC, DJT 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 September 14, 2023, seeking a writ of mandamus (1) directing that respondent The Honorable Arthur F. Engoron render a determination as to the scope of the claims to be tried in the underlying action entitled *People v Trump et al.*, New York County Index No. 452564/22, and (2) finding that said respondent's decision to proceed with the trial in said action, without taking certain steps that are alleged to be necessary to comply with the decision and order of this Court entered on June 27, 2023, is in excess of Supreme Court's jurisdiction,

And petitioners having moved for a stay of the trial in the underlying action, pending the hearing and determination of the aforesaid proceeding,

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 a stay of trial is denied; the interim relief granted by a Justice of this Court entered on September 14, 2023, is hereby vacated.

ENTERED: September 28, 2023

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Susanna Molina Rojas
Clerk of the Court