

# Supreme Court of the State of New York

## Appellate Division, Second Judicial Department

### Beginning September 6, 2022, the Appellate Division, Second Department Resumes In-Person Oral Arguments on Appeals

Beginning September 6, 2022, all oral arguments on appeals at the Appellate Division, Second Judicial Department will resume in person at the courthouse located at 45 Monroe Place, Brooklyn, New York or at such alternate locations as may be announced by the Court.

Please use the **Calendars** tab on the Court's website [Appellate Division - Second Judicial Department \(nycourts.gov\)](https://www.nycourts.gov) to access the upcoming calendars and email the Calendar Department at [AD2-Calendars@nycourts.gov](mailto:AD2-Calendars@nycourts.gov) with any calendar inquiries. Please note, however, that the Court is not conducting any virtual arguments on appeal. For all other inquiries about the Court's operations, please use the **Contact Us** tab on the website [Appellate Division - Second Judicial Department \(nycourts.gov\)](https://www.nycourts.gov) under General Information to find the appropriate email address to which to send your inquiry.

**COVID-19 PROTOCOLS:** All persons entering the courthouse or other UCS facilities who are unable to establish that they have been vaccinated in conformity with the guidelines of the Office of Court Administration are required to wear a high-quality, close-fitting mask at all times.

**YOU SHOULD NOT ENTER THE COURTHOUSE IF YOU:** have flu-like symptoms or a fever within the last 3 days, have tested positive for COVID-19 within the last 5 days, or have been directed to isolate or self-monitor at home for COVID-19 by any doctor, hospital or health agency, or have returned from international travel within the last five days unless you have recovered from COVID-19 within the past 3 months or are up-to-date on your vaccination status.

### **GUIDELINES FOR ALL FULLY VACCINATED INDIVIDUALS:**

**GREEN PASSES** for Attorneys and Agency Staff who regularly conduct business inside a court facility may submit one of the following items and receive a green Attorney/Agency pass that will permit them to by-pass the daily health safety screening (subject to the direction below) and conduct their business in all areas of the courthouse without wearing a mask or face covering:

- proof of full vaccination (defined as two weeks after the second of two doses of Pfizer or Moderna or the single dose of Johnson & Johnson COVID-19 vaccine) within the last year; or
- proof of booster or additional dose(s) (subsequent to the initial full vaccination) within the last year.

To obtain this pass, attorneys and agency personnel must show a valid secure pass or valid office/agency identification card, along with proof of vaccination as defined above, in the name of the person matching the identification card to a court officer at the court facility entrance. Acceptable proofs of COVID-19 vaccination include:

- COVID-19 vaccination card;
- Photograph of a COVID-19 vaccination card contained on a mobile device; or

- COVID-19 Vaccination New York State Excelsior Pass Plus

Participating attorneys and agency personnel will be issued a green Attorney/Agency pass valid for six months from the date of issuance or one year from the date of their last vaccination or booster dose, whichever is shorter.

#### **WHITE PASSES for Other Court Users**

Other court users may submit one of the following items and receive a white Visitor pass that permits them to bypass the health safety screening and enter the court facility for a limited time without a mask or face covering:

- proof of full vaccination (defined as two weeks after the second of two doses of Pfizer or Moderna or the single dose of Johnson & Johnson COVID-19 vaccine) within the last year; or
- proof of booster or additional dose(s) (subsequent to the initial full vaccination) within the last year.

The court user must possess a valid government identification card which matches the name on a proof of vaccination, as defined above. These items should be shown to the court officer upon entry into the court facility. Acceptable proofs of COVID-19 vaccination include:

- COVID-19 vaccination card;
- Photograph of a COVID-19 vaccination card contained on a mobile device; or
- COVID-19 Vaccination Excelsior Pass Plus

**THE GREEN PASS OR WHITE PASS (LAPEL STICKER) MUST BE DISPLAYED ON THE OUTERMOST PORTION OF CLOTHING AT ALL TIMES WHEN INSIDE A COURT FACILITY.**

#### Requirement to self-assess health condition

The court officer issuing the green or white pass will advise the holder that they must follow all UCS COVID-19 protocols; they will not be screened by court officers but they must self-assess their health condition before entering a UCS facility and not enter if they fall into any of the categories described above under the heading **COVID-19 PROTOCOLS** and listed on the courthouse entry signs. In addition, anyone who has had close contact with a person testing positive for COVID-19 within the past 10 days must wear a high quality, close-fitting mask at all times regardless of vaccination status per Centers for Disease Control and Prevention (CDC) guidelines.

#### Persons Returning from Isolation or Quarantine/ Voluntary Masking/Distancing

All persons leaving isolation or quarantine recommended by the CDC, regardless of vaccination status or card/pass eligibility, must wear a high quality, well-fitting mask for 5 calendar days from the end of their isolation.

Please keep in mind, that anyone may continue to wear a mask in a court facility, if they choose. Three feet physical distancing, however, is no longer required in any area.

**THANK YOU FOR YOUR COOPERATION AND ASSISTANCE IN ENSURING THE SAFETY OF ALL COURT STAFF AND USERS**