

**Matter of CITIZEN ACTION OF NEW YORK et al. v NEW
YORK STATE DEPARTMENT OF ENVIRONMENTAL
CONSERVATION**

Motion No: CV-25-1957

Slip Opinion No: 2026 NY Slip Op 67465(U)

Decided on May 01, 2026

Appellate Division, Third Department, Motion Decision

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

Decided and Entered: May 1, 2026

CV-25-1957

In the Matter of CITIZEN ACTION OF
NEW YORK et al.,
Respondents,

DECISION AND ORDER
ON MOTION

v

NEW YORK STATE
DEPARTMENT OF
ENVIRONMENTAL
CONSERVATION,
Appellant.

Motion for permission to file a brief amici curiae upon the appeal.

Upon the papers filed in support of the motion and the papers filed in response thereto, it is

ORDERED that the motion is granted, without costs, and the Clerk of the Court is directed to accept for filing the brief amici curiae received on April 17, 2026. It is further

ORDERED that a reply brief, if any, shall be filed and served on or before May 8, 2026.

Garry, P.J., Fisher, Mackey, Corcoran and Ryba, JJ., concur.

ENTER:



Robert D. Mayberger
Clerk of the Court