

**Police Benevolent Assn. of the City of New York, Inc. v City
of New York**

Motion No: 2022-04715

Slip Opinion No: 2023 NY Slip Op 60140(U)

Decided on January 05, 2023

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

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

Present – Hon. Sallie Manzanet-Daniels,
Ellen Gesmer
Anil C. Singh
Peter H. Moulton
Julio Rodriguez III,

Justice Presiding,

Justices.

Police Benevolent Association of the City of
New York, Inc., on behalf of its members,
and Patrick J. Lynch, as President of the
Police Benevolent Association of the City of
New York, Inc.,
Plaintiffs/Petitioners-Respondents-
Appellants,

Motion No. **2022-04715**
Index No. 151531/22
Case Nos. 2022-04464
2022-05315

-against-

City of New York, Ashwin Vasan, in his
official capacity as Health Commissioner of
the City of New York, et al.,
Defendants/Respondents-Appellants-
Respondents.

Appeals and cross appeals having been taken to this Court from an order of the Supreme Court, New York County, entered on or about September 23, 2022 (Case No. 2022-04464), and from an amended order of the same court and justice, entered on or about November 23, 2022 (Case No. 2022-05315), and the appeals and cross appeals having been perfected upon a joint record,

And defendants/respondents-appellants-respondents having moved for an order granting a calendar preference, pursuant to CPLR 5521(a) and 22 NYCRR 1250.15(a), and to maintain the perfected appeals and cross appeals for a calendar date within the March 2023 Term of this Court,

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 is granted to the extent of calendaring and maintaining the aforesaid appeals and cross appeals within the March 2023 Term of this Court, pursuant to the stipulation of briefing schedule dated October 20, 2022.

ENTERED: January 05, 2023

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is fluid and cursive, with the first name "Susanna" being the most prominent part.

Susanna Molina Rojas
Clerk of the Court