

Fall v Manasia

2026 NY Slip Op 31718(U)

April 24, 2026

Supreme Court, New York County

Docket Number: Index No. 154678/2026

Judge: Matthew V. Grieco

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This opinion is uncorrected and not selected for official publication.

SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY

PRESENT: HON. MATTHEW V. GRIECO PART 30M

Justice

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INDEX NO. 154678/2026

CHARLES FALL,

MOTION DATE 04/12/2026

Petitioner,

MOTION SEQ. NO. 001

- v -

CASEY MARIE OCONNOR MANASIA, THE BOARD OF ELECTIONS IN THE CITY OF NEW YORK

DECISION + ORDER ON MOTION

Respondents.

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The following e-filed documents, listed by NYSCEF document number (Motion 001) 3, 5, 6, 7 were read on this motion to/for ELECTION LAW - INVALIDATE PETITION.

Upon the foregoing documents and the oral arguments on the record on April 24, 2026, the petition is granted.

Petitioner aggrieved candidate Charles Fall commenced this special proceeding pursuant to Election Law §§ 16-100, 16-102, and 16-116 to invalidate the designating petition filed by respondent candidate Casey Marie O'Connor-Manasia with respondent Board of Elections in the City of New York ("BOE") to appear as a candidate for the Conservative Party in the June 23, 2026 primary election for the office of Member of the Assembly for the 61st Assembly District, New York State, on the ground that respondent candidate has obtained an insufficient number of raw signatures.

Election Law § 6-136(2)(i) provides that for any office to be filled by all voters of any Assembly District, a designating petition must be signed by at least 500 then enrolled voters of the party in the State, or 5% of such enrolled voters, whichever is less.

The submitted petitions reflect 21 signatures (NYSCEF Doc. No. 7), which respondent candidate does not dispute. According to the BOE website, of which this

Court takes judicial notice and respondent candidate does not object (*see Juman v Cape Church Assocs., LLC*, 234 AD3d 551 [1st Dept 2025]; *Kingsbrook Jewish Med. Ctr. v Allstate Ins. Co.*, 61 AD3d 13, 21 [2d Dept 2009]), there are 649 active Conservative Party enrollees in the 61st Assembly District; 5% of 649 equals 32.45.

Even if every one of the 21 obtained signatures is valid, it is less than 500 and less than 32.45. Because the minimum number of signatures was not obtained, the petition to invalidate the designating petition of respondent candidate is granted (*see Jones v De Santis*, 227 AD3d 845, 847 [2d Dept 2024], *lv denied* 41 NY3d 906 [2024]; *Barrett v Manton*, 253 AD2d 503 [2d Dept 1998]).

Accordingly, it is

ORDERED and ADJUDGED that the petition is granted; and it is further

ORDERED, ADJUDGED, and DECLARED that the designating petition filed by respondent candidate Casey Marie O'Connor-Manasia with respondent Board of Elections in the City of New York to appear as a candidate for the Conservative Party in the June 23, 2026 primary election for the office of Member of the Assembly for the 61st Assembly District, New York State, is invalidated; and it is further

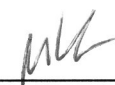
ORDERED and ADJUDGED that respondent BOE is hereby directed to not place or print the name of respondent candidate Casey Marie O'Connor-Manasia as a candidate for the Conservative Party in the June 23, 2026 primary election for the office of Member of the Assembly for the 61st Assembly District, New York State; and it is further

ORDERED that, within 30 days from entry of this order, movant shall serve a copy of this order with notice of entry on the Clerk of the General Clerk's Office, who is

hereby directed to reflect the foregoing by appropriately marking the court's records; and it is further

ORDERED that such service upon the Clerk of the General Clerk's Office shall be made in accordance with the procedures set forth in the *Protocol on Courthouse and County Clerk Procedures for Electronically Filed Cases* (accessible at the "E-Filing" page on the court's website).

This constitutes the decision, order, and judgment of the Court.

4/24/2026		
DATE		MATTHEW V. GRIECO, J.S.C.
CHECK ONE:	<input checked="" type="checkbox"/> CASE DISPOSED	<input type="checkbox"/> NON-FINAL DISPOSITION
	<input checked="" type="checkbox"/> GRANTED <input type="checkbox"/> DENIED	<input type="checkbox"/> GRANTED IN PART <input type="checkbox"/> OTHER
APPLICATION:	<input type="checkbox"/> SETTLE ORDER	<input type="checkbox"/> SUBMIT ORDER
CHECK IF APPROPRIATE:	<input type="checkbox"/> INCLUDES TRANSFER/REASSIGN	<input type="checkbox"/> FIDUCIARY APPOINTMENT <input type="checkbox"/> REFERENCE