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November 17, 2016

VIA ECF

The Honorable Joanna Seybert  
United States District Court  
Eastern District of New York  
Long Island Courthouse  
100 Federal Plaza  
Central Islip, NY 11722

Re: *Friends of the East Hampton Airport, et al. v. The Town of East Hampton*,  
15 Civ. 2246 (JS) (ARL)

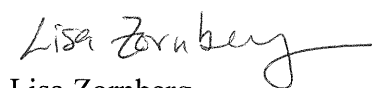
Dear Judge Seybert:

Plaintiffs respectfully write to the Court with two updates. First, I wish to advise the Court that I will be leaving Lankler Siffert & Wohl LLP on November 18, 2016 to return to a position with the U.S. Attorney's Office for the Southern District of New York. My partner, Charles Spada, will be filing a notice of appearance with the Court on behalf of Plaintiffs, as will my colleague, Leigh Llewelyn.

Second, following review of the Second Circuit Court of Appeal's November 4, 2016 decision in this matter (Dkt. 15-2334-cv(L), 15-2465-cv(XAP)), counsel for the Plaintiffs and Town have conferred and wish to jointly advise the Court of the following:

- (i) The Town anticipates filing a petition for writ of certiorari with the Supreme Court, requesting review of the Second Circuit's November 4 decision;
- (ii) While any further appellate proceedings are pending, the Town does *not* intend to seek to stay this Court's entry of a preliminary injunction, consistent with the Second Circuit's November 4 decision, enjoining all three of the Town's airport restriction laws. Plaintiffs thus respectfully request that the Court enter a preliminary injunction as to all three laws as soon as the mandate has been issued by the Second Circuit; and
- (iii) While any further appellate proceedings are pending, the parties request that the Court hold this matter in abeyance (save for the entry of the preliminary injunction).

Respectfully submitted,



Lisa Zornberg

cc: Eric Pilsk, Esq.  
All counsel of record