



February 25, 2022

VIA ECF

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Honorable Nelson S. Román, U.S.D.J.
U.S. District Court for the S.D.N.Y.
300 Quarropas Street
White Plains, NY 10601

Re: Citizens United to Protect Our Neighborhoods, Hilda Kogut, Robert Asselbergs, and Carole Goodman v. Village of Chestnut Ridge, Case 7:19-cv-03461

Dear Judge Román:

We represent Plaintiffs Citizens United to Protect Our Neighborhoods, Hilda Kogut, Robert Asselbergs, and Carole Goodman (collectively, "Plaintiffs") in the above-captioned matter. We write pursuant to Your Honor's Individual Practices in Civil Cases 1(A), to inquire whether the Court would like further briefing on any issues or would like to schedule oral argument on the two motions that have been pending for over seventeen months—the Motion to Dismiss by Defendant the Village of Chestnut Ridge (the "Village") and the Motion to Intervene by Proposed Intervenor (Congregation Birchas Yitzchok, Congregation Dexter Park, Congregation Torah U'Tfilla, the Orthodox Jewish Coalition of Chestnut Ridge, and Agudath Israel of America Inc.).

The Village initially filed its Motion to Dismiss on July 10, 2020. (Dkt. 34). The Proposed Intervenor filed their Motion to Intervene that same day. (Dkts. 27, 38). Thereafter, Plaintiffs served their Opposition to the Motions to Dismiss and Opposition to the Motion to Intervene on August 28, 2020. (Dkts. 46-47). Replies in support of the Motions to Dismiss and Intervene were filed on September 11, 2020 (Dkts. 45, 48). There has been no further activity in this case, other than a Motion to Withdraw as Counsel for the Village, which this Court granted on September 10, 2021. (Dkt. 64).

Plaintiffs respectfully submit that it is critical that the case proceed one way or the other. The New Zoning Law, which Plaintiffs have alleged violate the Establishment Clause of the United States Constitution, remains in effect, and the Village has allowed this unconstitutional scheme to continue in place, notwithstanding the pending case. To this end, if there any issues on which the Court would like further briefing, or if the Court would like to schedule oral argument, Plaintiffs stand ready to comply.

We recognize the difficulties facing this Court (and all courts and their personnel) during these extraordinary times. Plaintiffs thank the Court for its consideration and courtesy in this matter.

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Respectfully,

COZEN O'CONNOR

/s Michael B. de Leeuw

By: Michael B. de Leeuw

MBD

cc: All Counsel via ECF