

**From:** AD2-Calendars <ad2-calendars@nycourts.gov>  
**Sent:** Wednesday, March 2, 2022 2:34 PM  
**To:** dfeerick@fnmlawfirm.com; Smogel@Sullivancountylawyers.Com  
**Subject:** Matter of Kogut v Village of Chestnut Ridge 2019-11974

Counselors:

This is to advise you that the above-referenced appeal will soon appear on this Court's calendar.

Please advise the Court, with five business days of the date of this notification,

(1) Whether there is any impediment to the calendaring of this appeal, including, but not limited to, a settlement or agreement to settle the matter or any issue therein, any occurrence in the underlying action that may render the appeal academic, or the death or bankruptcy of a party (see, 22 NYCRR 1250.2[c]), and

(2) Whether there are any dates on which you are unable to appear for oral argument.

We will try our best to accommodate your schedules. Please bear in mind that, once scheduled, oral argument shall only be adjourned upon a showing of unusual circumstances (see, 22 NYCRR 670.15[d]). You can determine when the matter is scheduled by consulting the calendars section of the Court's website, at <http://www.nycourts.gov/courts/ad2/calendar.shtml>

Your attention is directed to section 1250.2(c) of the Practice Rules of the Appellate Division, which provides that the failure to timely notify the Court of any change in circumstances which may impact upon the continued viability of an appeal may result in the imposition of sanctions (see, 22 NYCRR 1250.2[c]).

Upon the passage of five business days this appeal will be processed and calendared.

Thank you for your attention to this matter. When replying to this correspondence, please be sure to "reply all."

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