

Appellate Division, Fourth Judicial Department

OP 21-00853

IN THE MATTER OF BRETT B. TRUETT, JOSEPH CERINI, AND 418  
LAFAYETTE ST. CORP., PETITIONERS,

V

ONEIDA COUNTY, RESPONDENT.

The above-referenced proceeding has been commenced in this Court and has been scheduled for the term of Court commencing MONDAY, NOVEMBER 29, 2021, which will be approximately 10 days in length. Counsel, or the parties if not represented by counsel, will receive a notice to appear for oral argument not less than 20 days prior to the term (see 22 NYCRR 1000.15 [c]).

An answer with proof of service of 1 copy on petitioner shall be filed on or before JULY 17, 2021.

Petitioner shall electronically file a brief on or before AUGUST 16, 2021, and shall hard copy file five copies of the brief. The time requested for oral argument, if any, must be noted on the upper right-hand corner of the brief. If no time is requested, the matter will be deemed submitted (see 22 NYCRR 1250.15 [c] [3]).

Respondent shall electronically file a brief, on or before SEPTEMBER 15, 2021, and shall hard copy file five copies of a brief. The time requested for oral argument, if any, must be noted on the upper right-hand corner of the brief. If no time is requested, the matter will be deemed submitted (see 22 NYCRR 1250.15 [c] [3]). If no respondent's brief will be filed, counsel, or respondent if not represented by counsel, shall notify the Clerk's Office in writing within 30 days of service of petitioner's brief.

Counsel, or the parties if not represented by counsel, must notify the Clerk's Office in writing within 15 days of the date that this scheduling order was mailed of unavailability for oral argument on a specific date or on specific dates during the term (see 22 NYCRR 1000.15 [b]).

All papers filed and served in this matter shall bear the above-referenced Appellate Division docket number (see 22 NYCRR 1250.1 [f]).

The failure to comply with any provision of the Court's Rules, including the failure to comply with applicable deadlines, may result in the imposition of sanctions (see 22 NYCRR 1250.1 [h]). This scheduling order constitutes the order of the Court.

Entered: June 30, 2021

Mark W. Bennett  
Clerk of the Court