

FILE COPY



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

LETTIA JAMES
ATTORNEY GENERAL

BARBARA D. UNDERWOOD
SOLICITOR GENERAL
DIVISION OF APPEALS & OPINIONS

Telephone (518) 776-2012

February 14, 2020

Albany County Clerk
Albany County Courthouse
Eagle Street
Albany, NY 12207

Re: *White v. Cuomo*
Albany County Index No. 5861-16

Dear Sir or Madam:

This office represents defendants in the above-referenced matter. Enclosed for filing is a notice of appeal. Kindly time-stamp the enclosed copies of the notice of appeal and give them to the messenger. By a copy of this letter, the notice of appeal is being served on counsel for the plaintiffs.

Respectfully submitted,

VICTOR PALADINO
Senior Assistant Solicitor General

cc:

Cornelius D. Murray, Esq.
O'Connell and Aronowitz
54 State Street
Albany, NY 12207-2501

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ALBANY COUNTY CLERK

State of New York
Supreme Court

County of Albany

JENNIFER WHITE, KATHERINE WEST, CHARLOTTE
WELLINS AND ANNE REMINGTON,

Plaintiffs,

v.

HON. ANDREW CUOMO, AS GOVERNOR OF THE STATE
OF NEW YORK, AND THE NEW YORK STATE GAMING
COMMISSION,

Defendants.

Notice of Appeal

Albany Index No.
5861-16

PLEASE TAKE NOTICE that defendants Andrew Cuomo, as the Governor of the State of New York, and the New York State Gaming Commission hereby appeal to the Court of Appeals from the opinion and order of the Appellate Division, Third Department, entered February 6, 2020, which declared Article 14 of the Racing, Para-Mutuel Wagering and Breeding Law unconstitutional. Defendants appeal from every part of the Appellate Division's opinion and order that aggrieves defendants and is appealable by them.

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Dated: February 14, 2020
Albany, New York

LETITIA JAMES
Attorney General of the
State of New York
Attorney for Defendants
The Capitol
Albany, New York 12224

By: *Victor Paladino*
VICTOR PALADINO
Senior Assistant Attorney General
(518) 776-2012

To:

CORNELIUS D. MURRAY, ESQ.
O'CONNELL AND ARONOWITZ
54 State Street
Albany, NY 12207-2501

ALBANY COUNTY CLERK
Albany County Courthouse
Eagle Street
Albany, NY 12207

STATE OF NEW YORK
SUPREME COURT: ALBANY COUNTY

JENNIFER WHITE, KATHERINE WEST,
CHARLOTTE WELLS AND ANNE
REMINGTON,

Plaintiffs,

-against-

HON. ANDREW CUOMO, As Governor of
the State of New York, and the NEW
YORK STATE GAMING COMMISSION,

Defendants.

Index No. 5861-16

NOTICE OF APPEAL

LETTITIA JAMES
Attorney General
State of New York
Attorney for Defendants

Service of copy of
within _____ is admitted
this ___ day of _____,