

**SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY**

PRESENT: HON. J. MACHELLE SWEETING PART 62

Justice

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NEW YORK TAXI WORKERS ALLIANCE, AMARA
SANOGO, RICHARD CHOW

Petitioners,

- v -

DAVID DO as Commissioner and Chair of the New York City
Taxi & Limousine Commission, THE NEW YORK CITY TAXI
& LIMOUSINE COMMISSION, THE CITY OF NEW YORK,

Respondents.

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INDEX NO. 160795/2023

MOTION DATE 11/02/2023

MOTION SEQ. NO. 001

INTERIM ORDER ON MOTION

The following e-filed documents, listed by NYSCEF document number (Motion 001) 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86,87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97

were read on this motion to/for PREL INJUNCTION/TEMP REST ORDR.

On November 9, 2023, after oral argument, this court issued a temporary restraining order enjoining issuance of new EV FHV licenses and the processing and acceptance of applications for new EV FHV licenses until further order of the court. Subsequently, this court received and reviewed letter applications dated: November 22, 2023 (NYSCEF Doc. No. 57); November 27, 2023 (NYSCEF Doc. No. 58); November 29, 2023 (NYSCEF Doc. No. 70); December 19, 2023 (NYSCEF Doc. No. 90), and December 20, 2023 (NYSCEF Doc. No. 97); in which Petitioners seek leave to amend the scope of the existing temporary restraining order and Respondents seek leave to file a sur-reply. If Respondents’ sur-reply is accepted, Petitioners also seek leave to submit a brief reply.


Based on a review of the record in this case and the above submissions, it is hereby:

ORDERED that leave is granted for Respondents to serve and file a sur-reply, including any affirmation and memorandum of law by **January 16, 2024**;¹ and it is further

ORDERED that leave is granted for Petitioners to serve and file a sur-sur-reply including any affirmation and memorandum of law by **January 30, 2024**; and it is further

ORDERED that the parties must first obtain leave of court for any future filings on this motion. The failure to do so may result in such submissions being denied and not considered by the court; and it is further

ORDERED that this matter is adjourned to **February 14, 2024 at 10 a.m. via Microsoft Teams** (invitation forthcoming) for further argument on the order to show cause, including the temporary restraining order and preliminary injunction.

<u>01/08/2024</u> DATE		 J. MACHELLE SWEETING, J.S.C.
CHECK ONE:	<input type="checkbox"/> CASE DISPOSED	<input checked="" type="checkbox"/> NON-FINAL DISPOSITION
	<input type="checkbox"/> GRANTED <input type="checkbox"/> DENIED	<input type="checkbox"/> GRANTED IN PART <input checked="" type="checkbox"/> OTHER
APPLICATION:	<input type="checkbox"/> SETTLE ORDER	<input type="checkbox"/> SUBMIT ORDER
CHECK IF APPROPRIATE:	<input type="checkbox"/> INCLUDES TRANSFER/REASSIGN	<input type="checkbox"/> FIDUCIARY APPOINTMENT <input type="checkbox"/> REFERENCE

¹ Petitioners contend that Respondents served and filed a sur-reply without first obtaining leave of court.