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April 17, 2012

By ECF and Hand Delivery

The Honorable Reena Raggi
United States Court of Appeals
for the Second Circuit
225 Cadman Plaza East
Brooklyn, NY 11201

The Honorable Gerald E. Lynch
United States Court of Appeals
for the Second Circuit
40 Foley Square
New York, NY 10007

The Honorable Dora L. Irizarry
United States District Court
for the Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: *Favors et al. v. Cuomo et al.*, No 11 Civ. 5632

Dear Judges Raggi, Lynch, and Irizarry:

This firm, together with Jeffrey M. Wice and Leonard M. Kohen, represents Defendant Senators John L. Sampson and Martin Malavé Dilan in the above-referenced matter.

We write to inform the Court that the New York Court of Appeals today accepted Petitioners' appeal from the April 13, 2012 decision of the Supreme Court, New York County, dismissing the petition in *Cohen v. Cuomo*. Oral argument is scheduled for April 26, 2012, at 2pm. We will of course advise this Court of any further developments in *Cohen*.

Respectfully submitted,

/s/

Eric Hecker (EH 0989)

cc: The Honorable Roanne L. Mann (by ECF and Hand Delivery)
All counsel (by ECF)