

At an IAS Part of the Supreme Court, County of Westchester, State of New York, at the Courthouse thereof, 111 Dr. Martin Luther King Jr. Blvd., White Plains, New York on the \_\_\_ day of August, 2017.

P R E S E N T:

Hon. Lawrence H. Ecker,  
*J.S.C.*

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MILAGROS LECUONA, MICHAEL KRAVER, SAAD TURAB  
SIDDIQUI, and ALAN D. GOLDMAN,

Petitioners,

Index No.: 2335-17

-and-

WILLA R. SWILLER and STEPHEN WALFISH,

-and-

THE WESTCHESTER COUNTY BOARD OF ELECTIONS,

Respondents,

**ORDER TO SHOW  
CAUSE**

For an order pursuant to Sections 16-100, 16-102 and 16-116 of the Election Law, declaring valid the designating petition which designated the petitioner's as candidates of the Democratic party for the Public Office in the City of White Plains in the Democratic Party Primary Election to be held on September 12, 2017

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In the Matter of the Application of

WILLA R. SWILLER, STEPHEN WALFISH, THOMAS ROACH, JR.  
JOHN MARTIN, JOHN KIRKPATRICK, and JUSTIN BRASCH,

Petitioners,

Index No.: 2320-17

- against -

MILAGROS LECUONA, MICHAEL KRAVER, SAAD TURAB  
SIDDIQUI, ALAN D. GOLDMAN and DOUGLAS A. COLETY and  
REGINALD LAFAYETTE, as Commissioners of the Westchester  
County Board of Elections,

Respondents.

For an Order pursuant to the Election Law

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Upon the reading and filing of the annexed Affidavit of Mark M. Elliott sworn to on August 10, 2017; the proposed Verified Petition of Mark M. Elliott and Alexis G. Heidenberg, and all other similarly situated registered voters (collectively, the “Intervenors”) dated August 10, 2017 and annexed thereto, and upon the Democratic Party Designating Petitions designating Milagros Lecuona, Michael Kraver, Saad Turab Siddiqui, and Alan D. Goldman as candidates for the offices of Mayor of the City of White Plains and Members of the Common Council of the City of White Plains, respectively; upon the original files relating thereto of the Board of Election in the City of White Plains (“Board of Elections”); and upon all of the papers and proceedings in the above-captioned actions, it is hereby:

ORDERED, that the Petitioners and Respondents named herein above show cause before this Court at an IAS Term, Part \_\_\_\_\_, to be held at the Courthouse located at 111 Dr. Martin Luther King Jr. Blvd., White Plains, New York, on the \_\_\_ day of \_\_\_\_\_, 2017 at \_\_\_\_\_ of that day, or as soon thereafter as counsel can be heard, why an Order should not be made and entered herein granting the Intervenor’s motion to intervene.

SUFFICIENT CAUSE APPEARING THEREFOR, leave is hereby granted to the Intervenors to submit, upon the return date of this Order to Show Cause, and any adjournments thereof, and the argument thereof, such additional evidence, exhibits, and other proof as may be necessary, including without limitation, such proof as may be necessary to support any allegations that in the proposed Verified Petition.

SUFFICIENT CAUSE APPEARING THEREFOR, it is further

ORDERED that service of a copy of this Order to Show Cause with index number and date of filing endorsed thereon together with the papers upon which it is granted be made upon:

- 1) Respondent Westchester County Board of Elections by leaving them at its office at 25 Quarropas Street, White Plains, New York 10601, on or before the \_\_\_ of \_\_\_\_\_, 2017;
- 2) Guy T. Parisi, Esq., counsel for Milagros Lecuona, Michael Kraver, Saad Turab Siddiqui, and Alan D. Goldman, by personal delivery of the same to such attorney on or before the \_\_ day of \_\_\_\_\_, 2017; or by enclosing the same in a securely sealed and duly postpaid wrapper, addressed to such attorney at 720 Milton Road, Suite J1, Rye, New York 10580, by sending same by overnight, next-day delivery by UPS or FedEx or by the United States Postal Service on or before the \_\_ day of \_\_\_\_\_, 2017;
- 3) Tom Abinanti, Esq., counsel for Willa R. Swiller, Stephen Walfish, Thomas Roach, Jr., John Martin, John Kirkpatrick, and Justin Brasch by personal delivery of the same to such attorney on or before the \_\_ day of \_\_\_\_\_, 2017; or by enclosing the same in a securely sealed and duly postpaid wrapper, addressed to such attorney at 291 Bear Ridge Road, Pleasantville, New York 10570, by sending same by overnight, next-day delivery by UPS or FedEx or by the United States Postal Service on or before the \_\_ day of \_\_\_\_\_, 2017;
- 4) The Office of the New York State Attorney General by enclosing the same in a securely sealed and duly postpaid wrapper, addressed to Office of the Attorney General, The Capitol, Albany, New York 12224-0341, by sending same by overnight, next-day delivery by UPS or FedEx or by the United States Postal Service on or before the \_\_ day of \_\_\_\_\_, 2017;

and, that any such method of service shall be deemed good and sufficient service thereof.

ORDERED, that any requirement that the affidavits of service be filed with the Clerk of the Court be extended to the return date of this motion, and such affidavits shall be filed with the Clerk of the Part on the return date, and that any requirement that substituted service be preceded by due diligence attempt(s) at personal delivery be and is hereby waived, and that the ten day completion of service provision be and is hereby waived by this Order.

ENTER:

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J.S.C.