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

----------X

Maoli Soriano and Shealean Smith, on their own behalf and on behalf of all others similarly situated,

Index No.: 450315/2021

Plaintiffs,

- against -

**STIPULATION OF VOLUNTARY DISCONTINUANCE**

New York State Office of Temporary and Disability Assistance; Michael P. Hein, as Commissioner of the New York State Office of Temporary and Disability Assistance,

Defendants.

----------X

This Stipulation is entered into by and among (i) Plaintiffs Maoli Soriano and Shealean Smith, on their own behalf and on behalf of all others similarly situated; and (ii) Defendants New York State Office of Temporary and Disability Assistance ("OTDA") and Michael P. Hein, as Commissioner of OTDA (collectively, "Defendants" and together with the plaintiffs, the "Parties" and each a "Party"):

WHEREAS, OTDA has waived enforcement of the "Lawsuit Requirement" as a component for demonstrating eligibility to receive rental subsidies under the Family Homelessness and Eviction Prevention supplement program through the end of the eviction moratorium set forth in the COVID-19 Emergency Eviction and Foreclosure Prevention Act of 2020,

IT IS HEREBY STIPULATED AND AGREED by and among the undersigned counsel for the Parties pursuant to Civil Practice Law and Rules 3217(a)(2):

1. This action is hereby discontinued with prejudice and without attorneys' fees, costs, expenses or disbursements to any Party.

2. Each of the undersigned counsel represents that they are authorized to execute this Stipulation on behalf of their respective clients.

3. This Stipulation may be executed in counterparts, all of which taken together shall constitute one stipulation, and may be executed by facsimile or electronically transmitted signature.

4. This Stipulation may be filed with the Court by any Party without further notice.

Dated: New York, New York
May 10, 2021

HUGHES HUBBARD & REED LLP

By: _____
Fara Tabatabai
Brittany R. Cohen
One Battery Park Plaza
New York, NY 10004
Tel: (212) 837-6000
fara.tabatabai@hugheshubbard.com
brittany.cohen@hugheshubbard.com

THE LEGAL AID SOCIETY

Lilia I. Toson
*Supervising Attorney, Civil Law Reform*

Susan C. Bahn
Amber Marshall
Kat Meyers
Brooke Drew
Sharone Miodovsky
*Staff Attorneys*

199 Water Street, 3rd Floor
New York, NY 10038
Tel: (646) 952-1792
LToson@legal-aid.org

*Attorneys for Plaintiffs*

Dated: New York, New York
May 10, 2021

LETITIA JAMES
Attorney General
State of New York

*Attorney for Defendants*

By: Rene F. Hertzog

Rene F. Hertzog
Vivian Costandy Michael
Assistant Attorneys General
28 Liberty Street
New York, New York 10005
(212) 416-8645
rene.hertzog@ag.ny.gov
vivian.michael@ag.ny.gov