

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

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YU PRIDE ALLIANCE, et al.,

Index No.: 154010/2021

Plaintiffs,

-against-

YESHIVA UNIVERSITY, et al.,

Defendants.

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NOTICE OF MOTION

PLEASE TAKE NOTICE that upon the Declaration of Katherine Rosenfeld dated April 27, 2021 and attached exhibits; Affidavit of Plaintiff Molly Meisels sworn to April 26, 2021; Affidavit of Plaintiff Doniel Weinreich sworn to April 26, 2021; Affidavit of Plaintiff Amitai Miller sworn to April 26, 2021; Affidavit of Plaintiff John Doe¹ sworn to April 25, 2021; Affidavit of Jane Doe sworn to April 26, 2021; Affidavit of Emma Doe sworn to April 26, 2021; Affidavit of Shayna Herszage sworn to April 26, 2021; and the accompanying Memorandum of Law; Plaintiffs YU Pride Alliance and John Doe, by and through their counsel Emery Celli Brinckerhoff Abady Ward & Maazel LLP, will move this Court, at the Motion Submission Part Courtroom 130, at the Courthouse located at 60 Centre Street, New York, New York, 10007, on May 17, 2021, or as soon thereafter as counsel can be heard, for an order pursuant to New York Civil Practice Law and Rules § 6301 and N.Y.C. Admin. Code § 8-107 *et seq.* and N.Y.C. Admin. Code § 8-502(a), restraining Defendants Yeshiva University, Vice Provost Dr. Chaim Nissel, and President Rabbi Dr. Ari Berman from continuing their unlawful refusal to (a) officially recognize the YU Pride Alliance as a student organization because of the actual or

¹ “John Doe” refers to Plaintiff Anonymous at all times.

perceived sexual orientation or gender of the YU Pride Alliance's members, and/or the YU Pride Alliance's status, mission, and/or activities on behalf of LGBTQ students and (b) grant the YU Pride Alliance the full and equal accommodations, advantages, facilities, and privileges of Yeshiva University, because of the actual or perceived sexual orientation or gender of the YU Pride Alliance's members, and/or the YU Pride Alliance's status, mission and/or activities on behalf of LGBTQ students.

PLEASE TAKE FURTHER NOTICE THAT pursuant to CPLR 2214(b), answering affidavits and other papers in opposition to the above motion, if any, are required to be served upon the undersigned or before May 10, 2021.

PLEASE TAKE FURTHER NOTICE THAT pursuant to CPLR 2214(b), reply papers in opposition to the above motion, if any, shall be served at least one day before the return date of this motion.

Dated: April 27, 2021
New York, New York

EMERY CELLI BRINCKERHOFF
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By: /s/ Katherine Rosenfeld
Katherine Rosenfeld
Marissa R. Benavides
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Attorneys for Plaintiffs

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