YSBA One Elk Street, Albany, New York 12207 • 518.463.3200 • www.nysba.org

SCOTT M. KARSON

President Lamb & Barnosky LLP 534 Broadhollow Road Suite 210, P.O. Box 9034 Melville, New York 11747 skarson@nysba.org 631.694.2300

April 20, 2021

Honorable Andrew M. Cuomo Office of the Governor New York State Capitol Albany, NY 12224

Dear Governor Cuomo:

As I am sure you are aware, New York's Appellate Divisions are facing unprecedented backlogs. At the present time, there are 15 vacancies in the four Appellate Division Departments, resulting in a workload that is bordering on unmanageable. For many of the State court system's litigants, the resulting delays in appellate justice all too soon becomes justice denied.

We know you share the concerns of the New York State Bar Association and are proud, like we are, of the high caliber of the state's judiciary. We are also sure that you value New York's preeminence as a jurisdiction of choice for settling international disputes and the knowledge that it is the gold standard all over the world. We are convinced that you want to do your part to solidify the State court system's stellar reputation. That is why we think it is imperative that you promptly appoint justices to fill the existing vacancies and restore the Departments to their full complement. This includes four vacancies in the First Department, four vacancies in the Third Department and seven vacancies in the Second Department, the busiest appellate court of all.

We are looking forward to continuing our long and fruitful relationship with you. Please feel free to call upon me whenever we can be of service to your administration.

Very truly yours,

Swam. Karm

Scott M. Karson

cc: Beth Garvey, Esq.