

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

_____)	
In the matter of:)	
)	
ENERGY & ENVIRONMENT)	Index No.: 101181/2016
LEGAL INSTITUTE, <i>et al.</i>)	
)	
)	
)	NOTICE OF MOTION
)	
Petitioners,)	ORAL ARGUMENT
)	REQUESTED
)	
v.)	
)	
THE ATTORNEY GENERAL OF NEW YORK)	
)	
Respondent,)	
)	
For a judgment pursuant to Article 78)	
of the Civil Practice Law and Rules.)	

PLEASE TAKE NOTICE THAT, upon the annexed Affirmation of Matthew D. Hardin and the Combined Motion to Renew and Motion to Re-Argue of the Energy & Environment Legal Institute and the Free Market Environmental Law Clinic, an application pursuant to Rule 2221 of the Civil Practice Law and Rules (“CPLR”) will be made to this Court at the Motion Submission Part Courtroom of the Courthouse located at 60 Centre Street, New York, NY on July 14, 2017 at 9:00 a.m., or as soon thereafter as counsel may be heard, for an order and judgment:

- a. Vacating the Court's December 21, 2016 Interim Order based upon new evidence, and requiring the Attorney General to either search for records located on private accounts or affirmatively declare that no such public records are held on private accounts.

- b. Vacating the Court's May 25, 2017 Decision, Order & Judgment to the extent necessary to ensure a proper resolution of all of petitioners' claims under the New York Freedom of Information Law, including claims based on the adequacy of the respondent's search for responsive records and petitioners' claim for attorney's fees.

PLEASE TAKE FURTHER NOTICE that, pursuant to CPLR 2214(b), and unless otherwise agreed to by the parties or ordered by the court, answering papers, if any, must be served two (2) days before the return date of this application, and reply papers, if any, must be served one (1) day before the return date of this application.

Dated this the 14th day of June, 2017.

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