

STATE OF NEW YORK
SUPREME COURT : STEUBEN COUNTY

Index No. E2022-0116CV

TIM HARKENRIDER, GUY C. BROUGHT,
LAWRENCE CANNING, PATRICIA CLARINO,
GEORGE DOOHER, JR., STEVEN EVANS, LINDA
FANTON, JERRY FISHMAN, JAY FRANTZ,
LAWRENCE GARVEY, ALAN NEWPHEW,
SUSAN ROWLEY, JOSEPHINE THOMAS, and
MARIANNE VOLANTE,

Petitioners,

-against-

DECISION and ORDER

GOVERNOR KATHY HOCHUL, LIEUTENANT
GOVERNOR AND PRESIDENT OF THE SENATE
BRIAN A. BENJAMIN, SENATE MAJORITY LEADER
AND PRESIDENT PRO TEMPORE OF THE SENATE
ANDREA STEWART-COUSINS, SPEAKER OF THE
ASSEMBLY CARL HEASTIE, NEW YORK STATE
BOARD OF ELECTIONS, and THE NEW YORK STATE
LEGISLATIVE TASK FORCE ON DEMOGRAPHIC
RESEARCH AND REAPPORTIONMENT,

Respondents.

PRESENT: Hon. Patrick F. McAllister
Acting Supreme Court Justice

By Decision and Order of this court dated March 31, 2022 the Legislature was given until April 11, 2022 to come up with new maps or the court would retain an expert to draft redistricting maps. No new maps were submitted by the deadline. By Decision of Justice Lindley of the Appellate Division Fourth Department dated April 8, 2022 this court was directed to retain a special master to draw Congressional maps. By Decision and Order dated April 18, 2022 this court retained special master Dr. Jonathan Cervas to draw the Congressional maps for a fee not to exceed \$90,000. Then by Opinion of the Court of Appeals dated April 27, 2022 this court was directed to retain a Special Master to draw both the Congressional and the State Senate maps. Dr. Jonathan Cervas was willing to undertake the drafting of both maps and still meet the court's time deadline. Dr. Cervas completed both maps on May 20, 2022.

The court has received and reviewed the fee request by Jonathan Cervas dated May 31,

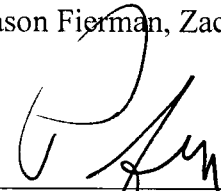
2022. The court finds the fees consistent with the initial contract and reasonable in light of the need to prepare both Congressional and a State Senate redistricting maps. The court approves the awarding of those fees. Therefore, New York State is directed to pay to Dr. Jonathan Cervas the total fee of \$147,123.75. Dr. Cervas is responsible for making sure each individual staff member is paid his/her appropriate share of the fee.

NOW, therefore, upon consideration of all papers and proceedings heretofore had herein, and after due deliberation, it is

ORDERED, ADJUDGED, and DECREED that the State of New York pay to Dr. Jonathan Cervas the sum of One Hundred Forty-Seven Thousand One Hundred Twenty-Three Dollars and Seventy- Five Cents (\$147,123.75) as and for his work as the Special Master in preparing the 2022 redistricting maps for the New York State Congressional Districts and the New York State Senate Districts; and it is further

ORDERED, ADJUDGED, and DECREED that Dr. Jonathan Cervas is responsible for paying to his staff, Bernard Grofman, Marissa Zanfardino, Jason Fierman, Zachary Griggy, and Jimmy Lederman, their respective portions of the total fee.

Dated: June 1, 2022



Hon. Patrick F. McAllister
Acting Supreme Court Justice

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