

STATE OF NEW YORK
SUPREME COURT : COUNTY OF NEW YORK

PAUL NICHOLS, GAVIN WAX, and GARY
GREENBERG

Petitioners,

-against-

GOVERNOR KATHY HOCHUL, 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.

**AFFIDAVIT OF
ASSEMBLYMAN
JOHN LEMONDES**

Index No.
154213/2022

STATE OF NEW YORK)
) ss:
COUNTY OF ALBANY)

JOHN LEMONDES, being duly sworn, deposes and says:

1. I am a Minority member of the New York State Assembly,
representing the 126th Assembly District. My District includes parts of Cayuga, Chenango,
Cortland, and Onondaga counties.
2. I was first elected to the Assembly in 2020 and have served as a
member of the Assembly ever since.

3. I currently serve as the Ranking Minority member on the Corporations Committee and as a member of several Assembly standing committees.

4. I make this affidavit based on my personal knowledge.

Bipartisan Enactment of the Assembly Map

5. On January 24, 2022, the Independent Redistricting Commission announced it would not submit a second set of proposed legislative-district maps, despite its constitutional obligation to do so.

6. In response, on February 3, 2022, the Assembly passed Bill Number A09040A (the "Bill"), which established the Assembly and State Senate district maps for the 2022 and subsequent elections.

7. The Bill passed in the Assembly by a vote of 118 to 29.

8. I voted in favor of the Bill, as did 14 of my Republican colleagues: Representatives Angelino, Barclay, Brabenec, Fitzpatrick, Goodell, Giglio, Hawley, Jensen, Lalor, Miller, Morinello, Norris, and Tague. Thus, the Bill was enacted with bipartisan support in the Assembly.

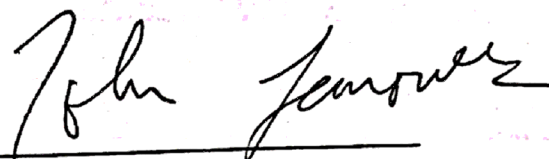
9. I voted in favor of the Bill because I believe the Assembly district maps contained therein to be fair.

10. I recognized the possibility that a lawsuit would be filed challenging the Senate and Congressional maps. I was unaware of any intention for a lawsuit to challenge the Assembly map.

11. I make this affidavit in support of the respondents' Motion to

Dismiss.

Dated: Albany, New York
May 22, 2022


John Lemondes

Sworn to before me this
22nd day of May, 2022

This remote notarial act involved the use of communication technology


Notary Public

Adam Fusco, Esq.
NOTARY PUBLIC, State of New York
Qualified in Fulton County
No. 02FU6325525
MCE 5-26-2023