

STATE OF NEW YORK

SUPREME COURT : COUNTY OF NEW YORK

PAUL NICHOLS, GAVIN WAX, AND GARY GREENBERG

Petitioners,

-against-

AFFIDAVIT OF

ASSEMBLYMAN

ERIC "ARI" BROWN.

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,

Index No.

154213/2022

Respondents.

STATE OF NEW YORK)

COUNTY OF ALBANY)

ERIC "ARI" BROWN, being duly sworn, deposes and

says:

1. I am a Minority member of the New York State Assembly, representing the 20th Assembly District. My District includes part of Nassau County, including the incorporated Village of Cedarhurst.

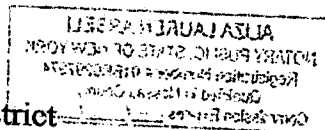
2. I was first elected to the Assembly in a special election in April 2022 and have served as a member of the Assembly ever since.

3. I am currently the Ranking Minority Member on the People with Disabilities Committee and serve as member of several other 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. When the Bill came up for a vote I was not yet a member of the Assembly.

9. Had I been a member of the Assembly I would have supported the Assembly district maps.

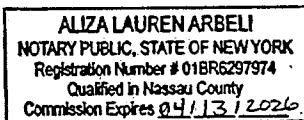
10. In any event, I believe the Assembly district maps contained in the Bill are fair.


11. Once elected to the Assembly, 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 an Assembly map.

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

Dated: Albany, New York

May 19, 2022




Eric "Ari" Brown

Sworn to before me this

19th day of May, 2022