

EXHIBIT 1

(Order of the New York Court of Appeals entered on May 27, 2022)

State of New York

Court of Appeals

*Decided and Entered on the
twenty-seventh day of May, 2022*

Present, Hon. Janet DiFiore, *Chief Judge, presiding.*

SSD 16

Paul Nichols, et al.,

Appellants.

v.

Kathy Hochul, &c., et al.,

Respondents.

Appellants having appealed to the Court of Appeals in the above cause:

Upon the papers filed and due deliberation, it is

ORDERED, that the appeal is transferred without costs, by the Court *sua sponte*, to the Appellate Division, First Department, upon the ground that a direct appeal does not lie when questions other than the constitutional validity of a statutory provision are involved (*see* NY Const. art VI, §§ 3 [b] [2], 5 [b]; CPLR 5601 [b] [2]).



Lisa LeCours
Clerk of the Court