

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

Michael Williams, José Ramírez-Garofalo, Aixa Torres,  
and Melissa Carty,

*Petitioners,*

vs.

Board of Elections of the State of New York; Kristen Zebrowski Stavisky, in her official capacity as Co-Executive Director of the Board of Elections of the State of New York; Raymond J. Riley, III, in his official capacity as Co-Executive Director of the Board of Elections of the State of New York; Peter S. Kosinski, in his official capacity as Co-Chair and Commissioner of the Board of Elections of the State of New York; Henry T. Berger, in his official capacity as Co-Chair and Commissioner of the Board of Elections of the State of New York; Anthony J. Casale, in his official capacity as Commissioner of the Board of Elections of the State of New York; Essma Bagnuola, in her official capacity as Commissioner of the Board of Elections of the State of New York; Kathy Hochul, in her official capacity as Governor of New York; Andrea Stewart-Cousins, in her official capacity as Senate Majority Leader and President Pro Tempore of the New York State Senate; Carl E. Heastie, in his official capacity as Speaker of the New York State Assembly; and Letitia James, in her official capacity as Attorney General of New York,

*Respondents.*

**AFFIRMATION OF  
NICHOLAS J. FASO**

Index No.: 164002/2025  
Hon. Jeffrey H. Pearlman

Mot. Seq. 001 and 00X

I, NICHOLAS J. FASO, ESQ., affirm this 8th day of December 2025, under the penalties of perjury under the laws of New York, which may include a fine or imprisonment, that the foregoing is true, and I understand that this document may be filed in an action or proceeding in a court of law.

1. I am a partner with the law firm of Cullen and Dykman LLP, counsel for Respondents Peter S. Kosinski, in his official capacity as Co-Chair and Commissioner of the Board

of Elections of the State of New York (“BOE”), Anthony J. Casale, in his official capacity as a Commissioner of the BOE, and Raymond J. Riley, III, in his official capacity as Co-Executive Director of the BOE (collectively, “Respondents”). I submit this affirmation in support of Respondents’ motion to dismiss the Petition in its entirety.

2. Attached as **Exhibit A** is a copy of the expert report of Thomas M. Bryan, dated December 8, 2025.

3. Attached as **Exhibit B** is a copy of the expert report of John R. Alford, dated December 8, 2025.

4. Attached as **Exhibit C** is a copy Katie Glueck, *Park Slope and Staten Island: An Unlikely Political Marriage*, THE NEW YORK TIMES, February 21, 2022.

5. Attached as **Exhibit D** is a copy of Nicholas Frandos, *How N.Y. Democrats Came Up With Gerrymandered Districts on Their New Map*, The New York Times, January 31, 2022.

Dated: December 8, 2025  
Albany, New York

/s/ Nicholas J. Faso

**CERTIFICATION**

The undersigned counsel hereby certifies pursuant to Section 202.8-b of the Uniform Rules for the Supreme Court and the County Court that, with the exception of the caption and signature block, the foregoing affirmation contains 236 words, based on the calculation made by the word-processing system used to prepare this document.

The undersigned further certifies that no generative artificial intelligence program was used in the drafting of any affidavit, affirmation, or memorandum of law contained within the submission.

Dated: December 8, 2025  
Albany, New York

/s/ Nicholas J. Faso