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TO: Mayor McFadden and Members of the Board
DATE: December 15, 2021
RE: Litigation Report

Below is a current update to all litigation matters which this office represents the Village of Tuxedo Park in litigation:

Steyer v. Assessor, et al. (Tax Certioraris)

(Orange County Supreme, Index Nos. EF002386/21 and EF002551/20)

Case settled and Consent Order filed with Court on November 15, 2021.

Madden v. Village

(Article 78 concerning FOIL requests and Appeal, Docket No. 2018-08105.)

Waiting for a Decision from Orange County Supreme Court. Matter is fully submitted.

King-Duchin v. Village ZBA, Ledwith, et al.

(Orange County Supreme, Index No. EF005221/2020)

Petitioners' Opposition Brief is due by December 19, 2021. No action required at this time.

Village of Tuxedo Park v. Tuxedo Park PBA (Taback)

(Orange County Supreme, Index No. EF00358-2021)

Decision rendered by Court on December 7, 2021. No arbitration of 207-c issues. Timeliness of hearing issue is arbitrable. Decision was previously provided to Board members.

PERB – Improper Practice Charge (Separation of Service – Taback)

PERB Case No. C-37886

Case has been further put on a “hold” status with PERB while parties explore settlement. May be resolvable with revised MOU.

Village of Tuxedo Park PBA v. Village of Tuxedo Park (Traffic Guards)

PERB Case No. U-35070 and U-35109

Awaiting decision from PERB on Exceptions filed.