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September 13, 2019

Hon. Alison Y. Tuitt  
Justice of the Supreme Court, Part 5  
Bronx County Supreme Court, Room 533  
851 Grand Concourse  
Bronx, New York 10451

Re: *The Nonhuman Rights Project, Inc., on behalf of Happy* (260441/19)

Dear Justice Tuitt:

I am counsel of record for Petitioner, the Nonhuman Rights Project, Inc., in the above-captioned matter. For the convenience of the Court following the transfer of this matter from Orleans County (Orleans County Index No. 18/45164) and per the attached Stipulation between the parties, dated August 15, 2019, Petitioner hereby provides copies of the below prior filings (in chronological order):

1. Petition for a Common Law Writ of Habeas Corpus and Order to Show Cause and supporting affidavits (Joint Aff. of Lucy Bates, Ph.D. and Richard Byrne, Ph.D., Aff. of Joyce Poole, Ph.D., Aff. of Karen McComb, Ph.D., Aff. of Dr. Cynthia Moss, Supp. Aff. of Joyce Poole, Ph.D., and Aff. of Ed Stewart) (Oct 2, 2018);
2. Petitioner's Motion to Admit Steven M. Wise, Esq. *Pro Hac Vice* (Oct 2, 2018) (the Orleans Court expressly allowed Attorney Wise to participate in all court proceedings);
3. Order to Show Cause issued by Orleans County Supreme Court (Nov 16, 2018);
4. Petitioner's Opposition to Respondents' Motion to Dismiss the Petition and supporting affidavits (Steven Wise, Esq., Kevin Schneider, Esq., Lauren Choplin, and the Second Supp. Aff. of Joyce Poole, Ph.D.) (Dec 11, 2018);
5. Petitioner's Opposition to Motion to File Brief *Amicus Curiae* of Protect the Harvest, et al. (Dec 11, 2018);
6. Petitioner's Motion for Leave to File Late Reply (Dec 11, 2018) (the Orleans Court expressly allowed Petitioner's papers in opposition to Respondents' Motion to Dismiss);
7. Petitioner's Motion for Preliminary Injunction (Dec 12, 2018);
8. Petitioner's Motion for Protective Order with respect to Respondents' Notice to Admit (Dec 12, 2018) (Petitioner inadvertently filed an unsigned affirmation in support of this motion with the Orleans Court, but Respondents were served a signed affirmation, a copy of which is produced herewith);
9. Petitioner's Motion to Strike Respondents' Verified Answer (Aug 2, 2019).

As further set forth in the Stipulation, Petitioner files herewith the following original documents:

10. Petitioner's Supplemental Memorandum of Law Upon Transfer (Aug 15, 2019);
11. Petitioner's Reply Memorandum in Support of Supplemental Memorandum of Law Upon Transfer (Sept 13, 2019).

Finally, Petitioner brings to the attention of the Court that it has withdrawn the following pre-transfer motions (with notification to Respondents), and therefore does not reproduce them here (but will upon request):

1. Petitioner's Motion to Strike Respondents' Memorandum of Law in Opposition to Proposed Order to Show Cause (Oct 10, 2018);
2. Petitioner's Motion to Rule (Oct 25, 2018).

Thank for your consideration of this matter.

Sincerely,

  
Elizabeth Stein, Esq.

Encl.

Cc:

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*Service by email only, by agreement of the parties*

*Letter only—all papers referenced herein have been served*