

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST DEPARTMENT

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In the Matter of a Proceeding under Article 70 of the CPLR
for a Writ of Habeas Corpus,

THE NONHUMAN RIGHTS PROJECT, INC., on
behalf of KIKO,

Index No. 150149/16
(New York County)

Petitioner-Appellant,

-against-

CARMEN PRESTI, individually and as an officer and
director of The Primate Sanctuary, Inc., CHRISTIE E.
PRESTI, individually and as an officer and director of
The Primate Sanctuary, Inc., and THE PRIMATE
SANCTUARY, INC.,

**NOTICE OF MOTION
FOR LEAVE TO FILE
RESPONSE OF
EDITOR-IN-CHIEF
OF *BLACK'S LAW
DICTIONARY*
REGARDING
ERRONEOUS
DEFINITION OF
"PERSON"**

Respondents-Respondents.

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PLEASE TAKE NOTICE, that upon the annexed affirmation of Elizabeth
Stein, Esq. dated April 11, 2017 and the papers attached thereto, Petitioner-
Appellant, the Nonhuman Rights Project, Inc. ("NhRP") will move this Court, at a
term of the Appellate Division of the Supreme Court, First Judicial Department, at
the Courthouse located at 27 Madison Avenue, New York, New York for an order
granting leave to file: 1) Petitioner-Appellant's April 6, 2017 letter to Bryan
Garner, editor-in-chief of *Black's Law Dictionary*, regarding the erroneous
definition of "person" in that volume (a copy of the letter is annexed to the

Affirmation of Elizabeth Stein as “Exhibit 2”); and 2) Mr. Garner’s email response dated April 6, 2016 (a copy of which is annexed to the Affirmation of Elizabeth Stein as “Exhibit 3”).

PLEASE TAKE FURTHER NOTICE, that the motion is returnable at 10 o’clock in the forenoon on, April 21, 2017, which is at least 9 days from the date of service of these papers.

Dated: April 11, 2017

Elizabeth Stein, Esq.
Attorney for Petitioner-Appellant
5 Dunhill Road
New Hyde Park, New York 11040
516-747-4726
liddystein@aol.com

NOTICE TO:

New York State Supreme Court
Appellate Division – First Department
27 Madison Avenue
New York, New York 10010
(212) 340-0400

Carmen Presti, individually and as an officer and director of The Primate Sanctuary, Inc.
2764 Livingston Avenue
Niagara Falls, New York 14303
(716) 284-6118
kikoapeman@roadrunner.com

Christie E. Presti, individually and as an officer and director of The Primate Sanctuary, Inc.

2764 Livingston Avenue
Niagara Falls, New York 14303
(716) 284-6118
kikoapeman@roadrunner.com

The Primate Sanctuary, Inc.
2764 Livingston Avenue
Niagara Falls, New York 14303
(716) 284-6118
kikoapeman@roadrunner.com