



MURIEL GOODE-TRUFANT
Corporation Counsel

THE CITY OF NEW YORK
LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, NY 10007

SAARAH S. DHINSA
(212) 356-0872
sadhinsa@law.nyc.gov

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BY ECF

Judge James G. Clynes
Supreme Court of the State of New York
80 Centre Street, Room 136
New York, NY 10013

Re: Chevat v. New York City Department of Environmental Protection
155678/2024

Dear Judge Clynes:

I am an Assistant Corporation Counsel in the Office of the Corporation Counsel assigned to represent the New York City Department of Environmental Protection (“Respondent”) in the above-referenced proceeding. I write to provide an update to the Court regarding Respondent’s pending cross-motion to dismiss the Verified Petition dated November 7, 2024. (ECF No. 22)

Respondent previously filed a cross-motion to dismiss on the grounds that the agency had conducted a diligent search for responsive records and reported that none were located at that time. Recently, however, Respondent has located multiple boxes that are believed to contain at least some responsive records. In light of this development, Respondent respectfully withdraws their pending cross-motion to dismiss and requests an additional 30 days to file an answer to the Verified Petition, making October 16, 2025, Respondent’s response deadline. Petitioner consents to this request.

We appreciate Your Honor’s attention to this matter.

Respectfully submitted,

/s/ Saarah S. Dhinsa

Saarah S. Dhinsa

Assistant Corporation Counsel

cc. **via ECF**