

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

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BENJAMIN CHEVAT,

Petitioner,

-against-

THE CITY OF NEW YORK: OFFICE OF THE MAYOR,  
NEW YORK CITY LAW DEPARTMENT and  
NEW YORK CITY DEPARTMENT OF DESIGN and  
CONSTRUCTION,

Respondents.

**AFFIRMATION  
PURSUANT TO CPLR  
2106 OF IJEOMA  
NDUKA IN SUPPORT  
OF THE CROSS-  
MOTION TO DISMISS  
THE VERIFIED  
PETITION**

Index No. 153916/2026

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I, IJEOMA NDUKA, an attorney admitted to practice in New York State, affirm this 30<sup>th</sup> day of June, 2026, under the penalties of perjury under the laws of the State of New York, which may include a fine or imprisonment, that the following is true, and I understand that this document may be filed in an action or proceeding in a court of law.

1. I am an E-Discovery Counsel in the E-Discovery Division of the New York City Law Department (hereinafter, "Respondent" or "Law Department"). In my position, I have been assigned to assist with discovery tasks related to the instant proceeding

2. As an E-Discovery Counsel, I regularly assist Law Department attorneys with various electronic discovery tasks involving Relativity workspaces, including assisting with keyword searches.

3. The statements in this affirmation are based on my personal knowledge after review of the records and upon information provided to me by other employees of the E-Discovery Division and contained in the records of the E-discovery Division.

4. In June 2026, the E-Discovery Division was asked to run the following keyword searches with certain Relativity workspaces that contain records related to the September 11, 2001 attacks. In total, these terms return more than 100,000 documents, which includes approximately 43,000 documents containing at least one search term hit plus full families (emails with all associated attachments).

Search Terms
(Air w/5 quality) AND (Harding OR Memo*)
(Air w/10 Stab*) AND (Harding OR Memo*)
Consult* AND (Harding OR Memo*)
Goldstein
Harding AND Liab*
Limit* w/5 Liability
Lobby* AND (Harding OR Memo*)
Memo* AND Tox*
Memo* w/5 Harding
Tox* AND Harding
tox* w/5 expos*
tox* w/5 report*

*Ijeoma Nduka*  
IJEOMA NDUKA