

STATE OF NEW YORK
SUPREME COURT

COUNTY OF ALBANY

In the Matter of the Application of the
NEW YORK STATE COMMISSION
ON JUDICIAL CONDUCT,

Petitioner,

For an Order Pursuant to CPLR 2308 compelling
compliance with a subpoena

-against-

NOTICE OF CROSS-MOTION

Index No. 8115-22

Hon. Gerald Connolly

GREGORY PEIREZ, ESQ. and
SHAWN SMITH, ESQ.,

Defendants.

Motion By:

Respondents, Gregory Peirez, Esq. and
Shawn Smith, Esq.

Date, Time and Place of Hearing:

November 15, 2022 at 9:30 a.m., at the
Albany County Supreme Court, 16 Eagle
Street, Albany, NY 12207

Supporting Papers:

Attorney Affirmation of Michelle A. Storm
and Attorney Affirmation of Shawn Smith.

Nature of Action:

Special Proceeding

Relief Demanded:

Quashing petitioners subpoena attempting
to compel production of documentation
and deposition from petitioners pursuant
to CPLR 2304, or alternatively or
alternatively order petitioners to limit their
request by subject matter at issue in this
investigation, with costs, together with
such other and further relief as the Court
may see just and proper

Pursuant to CPLR 2214(b), answering papers, if any, must be served upon the undersigned at least seven (7) days prior to the return date of this motion and filed with the court clerk by noon of the business day immediately proceeding the return date of this motion.

DATED: November 8, 2022

Respectfully submitted,

MONACO COOPER LAMME & CARR, PLLC

By: 
MICHELLE A. STORM

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