

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

~~Matter of~~
HOFSTRA UNIVERSITY, Petitioner, ~~Respondent~~

-against-

ORDER TO SHOW CAUSE

NASSAU COUNTY PLANNING COMMISSION, NASSAU COUNTY
PLANNING DEPARTMENT, NASSAU COUNTY REAL ESTATE
PLANNING AND DEVELOPMENT DEPARTMENT, NASSAU
COUNTY ATTORNEY'S OFFICE, NASSAU COUNTY
LEGISLATURE, and NASSAU COUNTY, Respondents. ~~Appellants.~~

Appellate Division Docket No.:

Upon the annexed affidavit of Robert J. Giuffra, Jr., dated November
10, 2023, and the papers annexed thereto,

LET Hofstra University SHOW CAUSE BEFORE THIS
COURT, at the courthouse thereof, located at 45 Monroe Place, Brooklyn, New York, 11201, on
the 21st day of November, 2023, at 9:30 o'clock in the forenoon of that date or as soon
thereafter as counsel may be heard, why an order should not be made and entered:

1. Granting an emergency STAY of the Order of the Supreme Court, Nassau
County, (Kapoor, J.), dated November, 9, 2023.
2. If this Court deems necessary, granting leave to appeal the Order of the Supreme
Court, Nassau County, (Kapoor, J.), dated November 9, 2023.
3. Granting such other and further relief as to the court may seem just and equitable.

SUFFICIENT CAUSE THEREFOR APPEARING, it is

ORDERED that pending the hearing and determination of this motion ~~enforcement~~
of the Supreme Court, Nassau County, November 9, 2023 Order ~~annulling (i) the Nassau County~~
~~Planning Commission's April 27, 2023 vote and resolution recommending approval of the lease~~
~~transfer; (ii) the Nassau County Legislature's May 22, 2023 vote approving the lease transfer; the~~
~~executed lease by the Sands and the Nassau County Executive; and (iv) the Nassau County~~
~~Legislature's negative declaration pursuant to SEQRA are~~^{IS} stayed; and it is further,

LMV
A.J.A.D.

ORDERED that service of a copy of this order to show cause and the papers upon which it
was made upon counsel for the respondent by

- ~~personal delivery pursuant to CPLR 2103(b)(1)~~
- ~~office delivery pursuant to CPLR 2103(b)(3)~~
- ~~overnight delivery service pursuant to CPLR 2103(b)(6)~~
- electronic mail delivery and filing on NYSCEF

on or before November 13, 2023, shall be deemed sufficient service thereof.

Dated: Brooklyn, New York
November 10, 2023



Associate Justice
Appellate Division: 2nd Department
Hon. Lourdes M. Ventura

NOTE: On the return date all motions and
proceedings are deemed submitted. Oral
argument is not permitted (22 NYCRR
1250.4[a][8]).