

**NEW YORK SUPREME COURT
APPELLATE DIVISION : THIRD DEPARTMENT**

Center for Judicial Accountability, Inc., et al.,

Plaintiffs-Appellants,

-against-

Andrew M. Cuomo, et al.,

Defendants-Respondents.

AFFIRMATION

Albany Co. Index
No. 1788-14

AD No. 521534

VICTOR PALADINO, an attorney licensed to practice in New York, affirms the following subject to the penalties of perjury:

1. I am an Assistant Solicitor General in the office of Eric T. Schneiderman, Attorney General of the State of New York, and am appellate counsel for respondents. I submit this affirmation in response to appellants' motion for an order (a) granting them an extension of time to perfect their appeal from Supreme Court's October 9, 2014 decision and order, and (b) granting appellants' request for a settlement conference under the Civil Appeal Settlement Program (CASP).

2. Respondents do not oppose appellants' request for an extension of time to perfect their appeal.

3. But this Court should deny appellants' request for an order directing a CASP settlement conference. This lawsuit, which among other

things alleges that the 2014-2015 State Budget is unconstitutional, is simply not amenable to a settlement. I have conferred with each of my clients' in-house counsel. They have informed me that respondents are not interested in pursuing settlement discussions with appellants.

Dated: September 3, 2015
Albany, New York



VICTOR PALADINO