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**Re: SUPPLEMENTAL UPDATE  
COVID-19 Court Procedures for New York.**

**Disclaimer:** This will supplement the COVID-19 Rules by Court Summary of court procedures and postponements previously posted. These are general rules which can change daily. Individual judges may also set specific rules for individual matters. Please consult with your attorneys regarding any specific case and/or questions you may have regarding these policies.

<b>County/Court</b>	<b>Court Procedures/Announcements</b>
Statewide Courts	<p>Any specific time limit prescribed by the procedural laws of the state is hereby tolled from March 7, 2020 until June 28, 2020 pursuant to executive order.</p> <p>The New York State Court System will now allow filing of new matters pursuant to the below guidelines:</p> <ul style="list-style-type: none"><li>• Attorneys may file new filings on non-essential matters, including commencement of lawsuits and other proceedings, through E-File (NYSCEF).</li><li>• To the extent that NYSCEF electronic filing is unavailable in courts or case types in a county, represented parties must commence new matters exclusively by mail.</li><li>• Following commencement of a new matter, and in pending matters, represented parties must file papers through the Unified Court System's Electronic Document Delivery System (EDDS) or by mail, and must serve papers (other than commencement documents) by electronic means or by mail. Notwithstanding the foregoing, unrepresented parties may file, serve and</li><li>• Unrepresented litigants may continue to file, serve and be served papers through non-electronic means.</li></ul> <p>As of April 13, 2020, a "virtual court" model has been established in all trial courts in each of New York State's 62 counties to address court matters. In this virtual court system, legal matters are handled by remote appearances of judges, attorneys, and most nonjudicial staff, through</p>

	<p>audiovisual appearances, telephone communications, and digitized exchanges of papers.</p> <p><b>Assigned Justices will notify counsel on matters for the next virtual conference date and time.</b></p>
<p><b>New York City Counties:</b> New York, Bronx, Queens, Kings, and Richmond.</p>	<p><b>No information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p><b>Long Island Counties:</b> Nassau and Suffolk.</p>	<p>Starting May 28, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p><b>Mid-Hudson Counties:</b> Dutchess, Orange, Putnam, Rockland, Sullivan, Ulster, and Westchester</p>	<p>Starting May 27, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p><b>Finger Lakes Counties:</b> Orleans, Monroe, Wayne, Genesee, Wyoming, Livingston, Ontario, Yates, and Seneca.</p>	<p>Starting May 18, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>

<p><b>Mohawk Valley Counties:</b> Herkimer, Oneida, Otsego, Fulton, Montgomery, and Schoharie.</p>	<p>Starting May 18, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p><b>Southern Tier Counties:</b> Steuben, Schuyler, Chemung, Tompkins, Tioga, Broome, Chenango, and Delaware.</p>	<p>Starting May 18, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p><b>Western New York Counties:</b> Allegany, Cattaraugus, Chautauqua, Erie, and Niagara.</p>	<p>Starting May 21, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p><b>North Country Counties:</b> Clinton, Franklin, St. Lawrence, Jefferson, Lewis, Hamilton, and Essex.</p>	<p>Starting May 20, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p><b>Central New York Counties:</b> Oswego, Cayuga, Cortland, Onondaga, and Madison.</p>	<p>Starting May 20, these counties have entered the first phase of reopening, which includes the opening of judges' chambers, clerks' offices and back offices only.</p> <p><b>No other information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>

<p><b>Capital Region</b> <b>Counties:</b> Albany, Columbia, Greene, Rensselaer, Saratoga, Schenectady, Warren, and Washington.</p>	<p>Starting May 26, these counties have entered the first phase of reopening, which includes the opening of judges’ chambers, clerks’ offices and back offices only.</p> <p><b>No information regarding future court operations exists at this time, besides the information set forth above under the Statewide Courts section.</b></p>
<p>Appellate Division- First Department</p>	<p>Effective May 8, 2020, all appeals with expired deadlines are due for the September 2020 Term; however, the Court is encouraging those appeals be perfected within 30 days of this Order.</p> <p>The deadline for filing responding and reply papers on motions that were returnable between March 16, 2020 and May 4, 2020 was May 22, 2020.</p> <p>Deadlines for the remaining 2020 terms (September – December 2020) of the Court are reinstated.</p>
<p>Appellate Division- Second Department</p>	<p>The 2<sup>nd</sup> dept has continued to suspend deadlines for non-actively managed civil appellate briefs but encourages electronic filings regardless.</p> <p>Oral Arguments are being held virtually on consent of all parties.</p> <p><b>No information regarding future dates exists at this time.</b></p>
<p>Appellate Division- Third Department</p>	<p>Any non-perfected matters in which the deadlines for perfection were affected by the March 17, 2020 order suspending all deadlines, the deadlines for perfection shall be set as follows:</p> <ul style="list-style-type: none"><li>• March 17-27= July 8</li><li>• March 30 to April 10= July 15</li><li>• April 13 to April 24= July 22</li><li>• April 27 to May 8= July 29</li><li>• May 11 to May 22= August 5</li></ul> <p>Any deadline after May 26 through June 22, the deadline is extended 45 days.</p>

Appellate Division- Fourth Department	<p>Perfection Deadlines:</p> <ul style="list-style-type: none"><li>• On or before March 20, 2020=May 19, 2020</li><li>• March 23 to March 27, 2020= May 26, 2020</li><li>• March 30 to April 3, 2020= June 2, 2020</li><li>• April 6 to April 10, 2020= June 9, 2020</li><li>• April 13 to April 17, 2020= June 16, 2020</li><li>• April 20 to May 22, 2020= May 26, 2020</li></ul>
Federal- EDNY	<p>All civil and criminal petit jury selections and jury trials scheduled to commence between April 27, 2020 and June 15, 2020, and all grand jury selections scheduled before June 15, 2020, are continued pending further Order of the Court. Compliance with all trial-specific deadlines in civil and criminal cases shall be at the discretion of the assigned judges.</p> <p>In all cases filed on or after March 18, 2020 any requirement that the Marshal accomplish service is further suspended <i>nunc pro tunc</i> to the expiration of the period specified in Administrative Order 2020-12, and the time from April 27, 2020 through June 15, 2020 is, pursuant to Fed. R. Civ. P. 4(m), excluded from the 90-day period to accomplish service.</p>
Federal- SDNY	<p>All jury calls have been suspended. Due to the lead time needed to call jurors, no jury trial, either civil or criminal, can be held until June 1, 2020. A Standing Order suspending jury trials until June 1 was entered on March 27, 2020.</p>
Federal- NDNY	<p>All civil and criminal (grand and petit) jury selections and jury trials scheduled to commence now through June 15, 2020 before any district or magistrate judge in any courthouse in the Northern District of New York are continued pending further Order of the Court</p> <p>Parties are permitted to file motions through the Electronic Court Filing system and pending motions will continue to be addressed, including oral argument, through electronic means.</p> <p>Judges' respective clerks and staff have returned to the courthouse and are accessible via telephone.</p>

Federal- WDNY	<p>The Court issued a General Order permitting judges, with the consent of the defendant, to conduct certain civil proceedings by videoconference, or, where videoconference is not reasonably available, by teleconference entrants to the courthouses to, among other things, wear a mask or other face covering before entering the courthouses.</p> <p>Alternative Dispute Resolution remains open and in-person mediation is to commence on June 15, 2020.</p>
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