

UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

Thurgood Marshall U.S. Courthouse 40 Foley Square, New York, NY 10007 Telephone: 212-857-8500

MOTION INFORMATION STATEMENT

Docket Number(s): \_\_\_\_\_ Caption [use short title] \_\_\_\_\_

Motion for: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Set forth below precise, complete statement of relief sought:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MOVING PARTY: \_\_\_\_\_

- Plaintiff
- Appellant/Petitioner
- Defendant
- Appellee/Respondent

OPPOSING PARTY: \_\_\_\_\_

MOVING ATTORNEY: \_\_\_\_\_

[name of attorney, with firm, address, phone number and e-mail]

OPPOSING ATTORNEY: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Court-Judge/Agency appealed from: \_\_\_\_\_

Please check appropriate boxes:

Has movant notified opposing counsel (required by Local Rule 27.1):  
 Yes  No (explain): \_\_\_\_\_

Opposing counsel's position on motion:  
 Unopposed  Opposed  Don't Know

Does opposing counsel intend to file a response:  
 Yes  No  Don't Know

FOR EMERGENCY MOTIONS, MOTIONS FOR STAYS AND INJUNCTIONS PENDING APPEAL:

Has request for relief been made below?  Yes  No

Has this relief been previously sought in this Court?  Yes  No

Requested return date and explanation of emergency: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Is oral argument on motion requested?  Yes  No (requests for oral argument will not necessarily be granted)

Has argument date of appeal been set?  Yes  No If yes, enter date: \_\_\_\_\_

Signature of Moving Attorney: \_\_\_\_\_

Date: \_\_\_\_\_

Service by:  CM/ECF  Other [Attach proof of service]

UNITED STATES COURT OF APPEALS  
FOR THE SECOND CIRCUIT

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William Nojay, *et al.*,

Plaintiffs-Appellants-Cross-Appellees,

v.

Andrew M. Cuomo, *et al.*,

Defendants-Appellees-Cross-Appellants.

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**Nos. 14-36-cv(L),  
14-37-cv (XAP)**

**Declaration of  
Claude S. Platton**

CLAUDE S. PLATTON, an attorney admitted to practice before this Court, declares under penalty of perjury as follows:

1. I am an Assistant Solicitor General in the Office of Eric T. Schneiderman, Attorney General of the State of New York, counsel for the State Defendants-Appellees-Cross-Appellants (State Defendants) in these appeals. I submit this declaration in support of the State Defendants' motion for leave to file a corrected brief.

2. The proposed corrected brief would correct several typographical and citation errors in the brief that the State Defendants filed on July 29, 2014. It would also correct three wording errors in that brief, replacing, in the full paragraph on page 35, the words "high-capacity magazines" and "magazine capacity" each with "large-capacity

magazines” and substituting, in the last line on page 41, “rifles” for “weapons.” These corrections do not alter the substance of the State Defendants’ arguments.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
August 7, 2014

By: /s/ Claude S. Platton  
Claude S. Platton  
Assistant Solicitor General