

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on August 27, 2020.

PRESENT: Hon. David Friedman, Justice Presiding,
Barbara R. Kapnick
Jeffrey K. Oing
Lizbeth González, Justices.

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In re Center on Privacy & Technology,
Petitioner-Appellant,

-against-

New York City Police Department,
Respondent-Respondent.

M-1664

M-1673

Index No. 154060/17

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Petitioner-appellant having moved for leave to appeal to the Court of Appeals, from the decision and order of this Court, entered on March 12, 2020 (Appeal No. 11278N) [M-1664],

And the Reporters Committee for Freedom of the Press and 25 media organizations having moved for leave to file a brief amicus curiae in support of petitioner-appellant's motion [M-1673],

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon, it is

Ordered that the motion for leave to file a brief amicus curiae in support of the motion [M-1673] is granted and the brief annexed to the moving papers deemed filed, and it is further

Ordered that the motion for leave to appeal to the Court of appeals is granted, and this Court, pursuant to CPLR 5713, certifies that the following question of law, decisive of the correctness of its determination, has arisen, which in its opinion ought to be reviewed by the Court of Appeals:

"Was the order of Supreme Court, as affirmed by the this Court, properly made?"

This Court further certifies that its determination was made as a matter of law and not in the exercise of discretion.

ENTERED:



CLERK