

Judge Lyle's E-Mail Message:

Thank you for all of your correspondence. After reviewing the correspondence received in the last few days, I do not plan on amending my prior order at this time. My hope was that the parties could meet this week and then we could talk again in order to potentially resolve this matter on December 8. Also by that point, my hope was for there to perhaps be a final plan or at least a final response by the respondents with regard to the petitioners' submissions. Apparently, the respondents do not wish to go that route. I can certainly adjourn the December 8 date, though I do ask what NYSCEF document is there in support of the cross motion. Perhaps I am missing something, but I don't see any affirmations in support of that. It seems unlikely with a preliminary injunction in effect that I would grant the cross-motion to dismiss, though it is not impossible. Please advise if you still wish for me to adjourn for response to the cross-motion and I will do so.

Hon. Lyle E. Frank