

No. 22-1095

In The

Supreme Court of the United States

CHIP, et al.,

Petitioners

v.

CITY OF NEW YORK, NEW YORK, et al.,

Respondents

**On Petition For A Writ Of Certiorari
To The United States Court Of Appeals
For The Second Circuit**

**MOTION FOR LEAVE TO FILE AND AMICUS
CURIAE BRIEF OF ALEXANDER GALLO IN
SUPPORT OF PETITIONERS**

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Motion for Leave to File Amicus Brief Out-of-Time

Amicus respectfully requests that the court grant leave to file the attached amicus curiae brief in this case No. 22-1095. The brief supports Petitioners in three cases which this court will likely consider together. The brief is timely filed in the other two cases (Nos. 22-1170 & 22-1130) but is several days past the 30-day mark in this case, per Rule 37.2.

Counsel for amicus was traveling in support of another case during the first week of June and was unavailable to finalize and file the brief by June 9th. To avoid duplicating arguments of the three Petitioners, amicus and counsel had to wait until the Petition in case 22-1170 was filed and made available the first week of June, leaving no time to finalize and print this brief within the first case's 30 day window.

This case concerns a matter of national importance. Amicus' brief concerns not just whether but how to consider the decision below- raising issues not presented by other amici. Given Respondents' extension of time to file their response, and good cause shown here, the court should grant leave to file this amicus brief shortly out of time in this case.

Respectfully submitted,

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