## 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

Set forth below precise, complete statement of relief sought:  Dismissal of appeal for lack of jurisdiction; request that this motion be considered in tandem with Appellant's motion for a stay pending appeal (See Dht. # 72)  MOVING PARTY; Floyd (Plaintiff/Appellee)    Plaintiff   Defendant   Defendant   Defendant   Appellee/Respondent   Appellee/Resp	Docket Number(s): 13-3088	Caption [use short title]
Dismissal of appeal for lack of jurisdiction; request that this motion be considered in tandem  with Appellant's motion for a stay pending appeal (See Dkt. # 72)  MOVING PARTY: Floyd (Plaintiff/Appellee)	Motion for: Dismissal of appeal	FLOYD
Dismissal of appeal for lack of jurisdiction; request that this motion be considered in tandem  with Appellant's motion for a stay pending appeal  (See Dkt. # 72)  MOVING PARTY: Floyd (Plaintiff/Appellee)  Plaintiff Defendant Appellant/Petitioner Appellee/Respondent  MOVING ATTORNEY:  Jenn Rolnick Borchetta Beldock Levine & Hoffman LLP, 99 Park Ave. New York, NY (212) 490-0400  Borchetta@blhny.com  Court-Judge/Agency appealed from: United States District Court for the Southern District of NY (Scheindlin, D.J.)  Please check appropriate boxs:  Please check appropriate boxs:  Supposing coursel (required by Local Rule 27.1): Has movant-potified oposing counsel (required by Local Rule 27.1): Has movant-potified oposing counsel (required by Local Rule 27.1): Has request for relief been made below? Has this relief been provided supposing counsel (required by Local Rule 27.1): Has request for relief been made below? Has this relief been provided supposing this court? Requested return date and explanation of emergency:  Opposing counsel includes of the response:  Yes No (requests for oral argument will not necessarily be granted)  Has argument on motion requested?  Yes No (requests for oral argument will not necessarily be granted)  Has argument dute of appeal been set?  No Date: 9/24/2013  Service by: CM/ECF Other (Attach proof of service)  ORDER  IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.  FOR THE COURT: CATHERINE O'HAGAN WOLFE, Clerk of Court	Set forth below precise, complete statement of relief sought:	-against-
with Appellant's motion for a stay pending appeal  (See Dkt. # 72)  MOVING PARTY: Floyd (Plaintiff/Appellee)    Plaintiff	Dismissal of appeal for lack of jurisdiction; request	
See Dkt. # 72    MOVING PARTY: Floyd (Plaintiff/Appellee)   Plaintiff   Defendant   Appellant/Petitioner   Appellee/Respondent   Appellant/Petitioner   Appellant/Pe	that this motion be considered in tandem	CITY OF NEW YORK
MOVING PARTY: Floyd (Plaintiff/Appellee)	with Appellant's motion for a stay pending appeal	
Plaintiff	(See Dkt. # 72)	
Iname of attorney, with firm, address, phone number and e-mail	✓ Plaintiff Defendant	OPPOSING PARTY: City of New York (Def./Appellant)
Jenn Rolnick Borchetta Beldock Levine & Hoffman LLP, 99 Park Ave. New York, NY (212) 490-0400   Dorchetta@blhny.com		
Seldock Levine & Hoffman LLP, 99 Park Ave. New York, NY (212) 490-0400   New York, NY (212) 490-0400   New York, NY (212) 356-2300   New York, NY (212) 35	[name of attorney, with firm, ac.	ldress, phone number and e-mail] Celeste Koeleveld
Court-Judge/Agency appealed from: United States District Court for the Southern District of NY (Scheindlin, D.J.)   Please check appropriate boxes:	Beldock Levine & Hoffman LLP, 99 Park Ave.	New York City Law Department, 100 Church St.
Please check appropriate boxes:  Has movant notified opposing counsel (required by Local Rule 27.1): Has request for relief been made below? Yes No (explain): Unopposed Popposed Don't Know Does opposing counsel intend to file a response: Yes No Don't Know Is oral argument on motion requested? Has argument date of appeal been set?  Yes No If yes, enter date:    Yes No If yes, enter date:	New York, NY (212) 490-0400	
Please check appropriate boxes:  Has movant notified opposing counsel (required by Local Rule 27.1):  Has movant notified opposing counsel (required by Local Rule 27.1):    Has request for relief been made below?   Yes   No Has this relief been previously sought in this Court?   Requested return date and explanation of emergency:    Opposing counsel   Opposed   Don't Know		
Has movant notified opposing counsel (required by Local Rule 27.1):    Has movant notified opposing counsel (required by Local Rule 27.1):   Has request for relief been made below?   Yes   No   Has this relief been previously sought in this Court?   Requested return date and explanation of emergency:	Court-Judge/Agency appealed from: United States District Court for the Southern District of NY (Scheindlin, D.J.)	
Opposing counsel's position on motion:    Unopposed   Doposed   Don't Know	Has movant potified opposing counsel (required by Local Rule 27.1):	INJUNCTIONS PENDING APPEAL: Has request for relief been made below? Has this relief been previously sought in this Court?  Yes No
Signature of Moving Attorney:  Date: 9/24/2013 Service by: CM/ECF Other [Attach proof of service]  ORDER  IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.  FOR THE COURT:  CATHERINE O'HAGAN WOLFE, Clerk of Court	Unopposed Opposed Don't Know Does opposing counsel intend to file a response:	
Signature of Moving Attorney:  Date: 9/24/2013  Service by: CM/ECF Other [Attach proof of service]  ORDER  IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.  FOR THE COURT:  CATHERINE O'HAGAN WOLFE, Clerk of Court	ls oral argument on motion requested?  Yes No (requests for oral argument will not necessarily be granted)	
ORDER  IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.  FOR THE COURT:  CATHERINE O'HAGAN WOLFE, Clerk of Court	Has argument date of appeal been set?	
IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.  FOR THE COURT:  CATHERINE O'HAGAN WOLFE, Clerk of Court	Signature of Moving Attorney:  Date: 9/24/2013	Service by: CM/ECF Other [Attach proof of service]
FOR THE COURT: CATHERINE O'HAGAN WOLFE, Clerk of Court	ORDER	
CATHERINE O'HAGAN WOLFE, Clerk of Court	IT IS HEREBY ORDERED THAT the motion is GRANTED DENIED.	
Date: By:		
	Date:	Ву: