

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

CITIZENS AGAINST CASINO)
 GAMBLING IN ERIE COUNTY, *et al.*,)
)
 Plaintiffs,)
)
 v.)
)
 PHILIP N. HOGEN, in his Official Capacity)
 as Chairman of the NATIONAL INDIAN)
 GAMING COMMISSION, *et al.*,)
)
 Defendants,)

Civil Action No. 09-CV-0291
Hon. William M. Skretny, U.S.D.J.

**NOTICE OF MOTION FOR AN ORDER COMPELLING
THE PRODUCTION OF ADMINISTRATIVE RECORD DOCUMENTS
AND AUTHORIZING DISCOVERY TO
SUPPLEMENT THE ADMINISTRATIVE RECORD**

PLEASE TAKE NOTICE that, upon the accompanying Declaration of Cornelius D. Murray, Esq., dated June 22, 2011, and the exhibits annexed thereto, and the Memorandum of Law, dated June 22, 2011, submitted herewith, and upon all the proceedings had herein, the Plaintiffs will move this Court, at the United States Courthouse located at 68 Court Street, Buffalo, New York, on a date and at a time to be determined by the Court, for an Order: (i) compelling the Defendants to produce administrative record documents and (ii) authorizing discovery to supplement the administrative record; and

PLEASE TAKE NOTICE that, pursuant to Local Rule 7(a), Plaintiffs intend to serve and file reply papers if this motion is opposed; and

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Rule 7(b), any opposition papers must be served and filed at least 14 days after the filing and service of this motion, and

the movants shall have 7 days after service of responding papers to file and serve their reply papers.

DATED: Albany, New York
June 22, 2011

Respectfully submitted,

O'CONNELL & ARONOWITZ, P.C.

/s/ Cornelius D. Murray

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TO: All Counsel (By CM/ECF)