

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ROCKLAND

-----X  
W.D., on behalf of his minor children, A. & J.;  
J. and E. E. on behalf of their minor children,  
A. & S.; J.J., on behalf of her minor child, R.;  
L.V.G., on behalf of his four minor children;  
D. and R. J., on behalf of their minor children.  
S. & O.; K.K., on behalf of her minor children  
M. & G.; L.K., on behalf of his minor child, L.;  
M.K. on behalf of his minor child, A.; V.L., on  
behalf of her two minor children; V.M. and A.M.  
on behalf of their minor child, I.; T. and M.M.,  
on behalf of their minor children Y., N. & S.;  
K.M., on behalf of her minor children, R. & A.;  
M.P., on behalf of his minor children, Tr. and Te.;  
P., on behalf of her minor child, M.; M.R., on  
behalf of her minor children R. & E.; J.R., on  
behalf of her minor child, C.; T.T., on behalf of his  
minor child, M.; Y.T., on behalf of her minor child, Y.;  
P.J. and M.O. on behalf of their minor son, A.;  
C.B. on behalf of her minor child, W.; J.H. on behalf  
of his minor children, J.M and J.H.; V.M., on behalf  
of her minor child V.M.G.; J.F. and S.L., on behalf of  
their minor child, C.L.; R.E. on behalf of her minor child,  
P.; M.R. on behalf of her minor child, K.F.; K.F., on behalf  
of her minor child A.F.; C.C., on behalf of her minor child,  
A.M.; L.C. on behalf of her minor child M.A.C.; J.M.D. on  
behalf of her minor child K.D. and C.D.; L.B. on behalf  
of his minor child M and T.N. on behalf of her minor children  
L.N. and J.N.,

Index No. 031783/2019

ORDER TO SHOW CAUSE

Petitioners,

-against-

COUNTY OF ROCKLAND,

Respondent.

AS AND FOR A PROCEEDING BROUGHT PURSUANT  
TO ARTICLE 78 OF THE CPLR

TO: COUNTY OF ROCKLAND

PLEASE TAKE NOTICE that upon the Verified Petition, the Declarations of Dr. Richard Moskowitz and Dr. Hendrieka Fitzpatrick, the Affidavits of Tina Kimmel, Ph.D, MPH, Maureen Satriano, R.N., MPH [with exhibits], and petitioners W.D., J.E. and E.E., J.J., L.V.G., P.J., D. and R. J., K.K., L.K., M.K., V.L., V.M. and A.M., T. and M.M., K.M., M.P., P., M.R., J.R., C. and T.T., each filed on behalf of their minor children, and the Affirmation of Michael H. Sussman dated April 3, 2019 with Exhibits 1-2, you are hereby ordered to show cause on the 19<sup>th</sup> of April 2019 at 9<sup>30</sup> in the forenoon in Courtroom 2 at the Rockland County Courthouse, 1 South Main Street, New City, New York 10601 [1] why the "Declaration of a Local State of Emergency for Rockland County," including the local emergency order included therein, promulgated on March 26 and amended on March 28, 2019 which prohibits unvaccinated children under the age of eighteen from places of public assembly including schools, nursery schools, synagogues, churches, mosques, malls, parks and others like places for a period of thirty days should not be declared arbitrary, capricious and contrary to law and its enforcement preliminarily enjoined and [2] why the order directed to the Green Meadow Waldorf School and Peace Through Play Nursery School on or about February 7, 2019 excluding petitioners' children attending those schools from attendance until forty-two [42] days after the last reported case of measles in Rockland County should not be preliminarily enjoined.

Pending further order of this court and sufficient cause having been demonstrated and no prior application having been made by petitioners with regard to the lawfulness of the Declaration of a Local State of Emergency for Rockland County" to this or any other Court, ~~defendant~~ <sup>Respondent</sup> is hereby temporarily enjoined from enforcing said order and petitioners' children are hereby permitted to return to their respective schools forthwith and otherwise to assemble in public places;

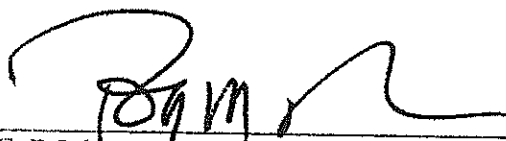
\* See the Court's Decision and Order herein, dated April 5, 2019 and issued contemporaneously herewith.

~~In consideration of entry of this order and upon due consideration, the court requires petitioners to post a bond in the sum of \_\_\_\_\_.~~

Service of this order and the papers filed in support of its issuance shall be personally served upon the County Attorney for the County of Rockland by 5:00 p.m. on April 8, 2019. Any response to these papers shall be filed by defendants at least three days before the return date set forth above.

SO ORDERED.

Dated: April 5, 2019  
New City, NY



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JUSTICE, ROCKLAND COUNTY SUPREME COURT

HON. ROLF M. THORSEN, A.J.S.C.