

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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RACHEL BURNS, ALLISON GERMAN, AMBER :  
HAWTHORNE LASHWAY, MARIE NEPTUNE, :  
SUSAN DEVLIN-VARIN & KIMBERLY WESLEY, :  
on their own behalves and on behalf of all similarly :  
situated Nurse Practitioners employed by the State of :  
New York, :  
: **NOTICE OF MOTION**  
: 5:24 -CV-1132  
: (BKS/ML)

Plaintiffs, :

- against - :

STATE OF NEW YORK, NEW YORK STATE CIVIL :  
SERVICE COMMISSION, :

Defendants. :

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Motion By:

LETITIA JAMES  
Attorney General of the State of New York  
Attorney for Defendants

By: Aimee Cowan, Esq.  
Assistant Attorney General, of Counsel  
Bar Roll No. 516178

Time and Place of Hearing:

\_\_\_\_\_, at 10:00 a.m. before Chief  
District Court Brenda K. Sannes to be held at  
the United States District Courthouse in  
Syracuse, New York, **upon submission only.**

Relief and Basis:

An Order pursuant to F.R.C.P. 12(b)(6)  
dismissing plaintiffs' complaint in its entirety  
and with prejudice, and for such other and

further relief as the Court deems just and proper.

Supporting Papers:

Defendants' Memorandum of Law.

Dated: Syracuse, New York  
November 19, 2024

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