

United States Court of Appeals for the Second Circuit
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007

DENNIS JACOBS
 CHIEF JUDGE

CATHERINE O'HAGAN WOLFE
 CLERK OF COURT

Date: June 27, 2011
 Docket #: 11-2215 cv
 Short Title: C. v. New York State and Local Retir

DC Docket #: 09-cv-5635
 DC Court: EDNY (CENTRAL ISLIP)
 DC Judge: LindsayFeuerstein

NOTICE OF DEFECTIVE FILING

On June 27th, 2011 the Motion to remove the appeal from the expedited calendar on behalf of the Appellant, was submitted in the above referenced case. The document does not comply with the FRAP or the Court's Local Rules for the following reason(s):

- Failure to submit acknowledgment and notice of appearance (*Local Rule 12.3*)
- Failure to file the Record on Appeal (*FRAP 10, 11*)
- Missing motion information statement (*T-1080 - Local Rule 27.1*)
- Missing supporting papers for motion (e.g, affidavit/affirmation/declaration) (*FRAP 27*)
- Insufficient number of copies (*Local Rules: 21.1, 27.1, 30.1, 31.1*)
- Improper proof of service (*FRAP 25*)
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- Failure to file appendix on CD-ROM (*Local Rule 25.1, Interim Local Rules 25.2*)
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- Defective cover (*FRAP 32*)
 - Incorrect caption (*FRAP 32*)
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 - Docket number font too small (*Local Rule 32.1*)
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- Oversized filing (*FRAP 32*)
- Missing Amicus Curiae filing or motion (*Local Rule 29.1*)
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- Other: _____

Please cure the defect(s) and resubmit the document, with the required copies if necessary, no later than June 30th, 2011. The resubmitted documents, if compliant with FRAP and the Local Rules, will be deemed timely filed.

Failure to cure the defect(s) by the date set forth above will result in the document being stricken. An appellant's failure to cure a defective filing may result in the dismissal of the appeal.

Inquiries regarding this case may be directed to 212-857-8561.