

ZACHARY W. CARTER  
Corporation Counsel

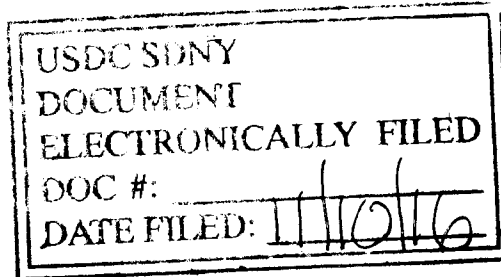
THE CITY OF NEW YORK  
**LAW DEPARTMENT**  
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November 9, 2016

**BY ECF**

Honorable Robert W. Sweet  
United States District Judge  
Southern District of New York  
500 Pearl Street  
New York, New York 10007



Re: *Schoolcraft v. City of New York*, 10-CV-6005 (RWS)

Your Honor:

I am a Senior Counsel in the office of Zachary W. Carter, Corporation Counsel of the City of New York, representing the motion respondent City of New York (the "City"), in connection with the above-captioned matter.

I to respectfully request permission for the City to file a surreply of no more than 8 pages to the plaintiffs' Reply submissions of October 28, 2016, totaling 22 pages of argument, on plaintiff's motions for reconsideration of the Court's fee award. The surreply is requested because plaintiff continues to make new factual and legal arguments, in briefing that exceeds the page limit allowed by the Court's Individual Practices, and it appears that the Court is not holding oral argument on this motion. Should the Court intend to consider plaintiff's arguments, the City respectfully requests the opportunity to respond, including with respect to plaintiff's additional factual allegations concerning the City's summaries of hourly information.

The City proposes to submit the requested surreply within four business days of the Court granting this application.

*Robert W. Sweet*  
USDC SDNY  
11-10-16

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We thank the Court for its consideration of this matter.

Respectfully submitted,

/s/

Alan H. Scheiner  
Senior Counsel  
Special Federal Litigation Division

cc: All counsel by ECF