

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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UPSOLVE, INC. and REV. JOHN UDO-OKON,

Plaintiffs,

-v-

Case No. 22-cv-00627 (PAC)

LETITIA JAMES, in her official capacity  
as Attorney General of the State of New York,

Defendant.

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**DECLARATION OF DAVID UDELL IN SUPPORT OF NATIONAL CENTER  
FOR ACCESS TO JUSTICE'S MOTION FOR LEAVE TO FILE *AMICUS  
CURIAE* BRIEF**

David Udell declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, that the following is true and correct to the best of my knowledge:

1. I am an attorney admitted to practice in this Court and the Executive Director of the National Center for Access to Justice (“NCAJ”). I submit this declaration in support of NCAJ’s motion for leave to file a brief *amicus curiae* in the above-captioned matter (the “Proposed *Amicus* Brief”) in support of Plaintiffs’ motion for a preliminary injunction pending before Your Honor.

2. Plaintiffs consent to the relief requested in this motion. Defendant takes no position with respect to the filing of an *amicus* brief.<sup>1</sup>

3. The Proposed *Amicus* Brief is attached as Exhibit A to this declaration.

4. NCAJ has a deep interest in the issues raised by this litigation. Were Plaintiffs to prevail, it would greatly further NCAJ’s mission of enhancing access to justice, especially for members of

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<sup>1</sup> I attempted to obtain consent from Defendant to file, sending an email on February 25, 2022 to Matthew Lawson, Counsel, New York State Office of the Attorney General, who promptly replied by email: “The Office of the Attorney General takes no position on your request to file an *amicus* brief.”

communities who often face the largest justice gap. A more complete statement of NCAJ's interests is set forth in the accompanying Memorandum of Law in support of motion for leave to file the Proposed *Amicus* Brief.

5. Attached as Exhibit B is NCAJ's Disclosure statement.
6. Finally, attached as Exhibit C is a Proposed Order relating to this motion.
7. For the foregoing reasons, and those set forth in the accompanying Memorandum of Law,

NCAJ respectfully requests that this Court grant leave to file the Proposed *Amicus* Brief.

Executed on: March 1, 2022  
New York, New York

/s/ David S. Udell  
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*Counsel for Amicus Curiae*  
*National Center for Access to Justice*

I hereby certify that on this 1st day of March 2022, a true and correct copy of the foregoing was filed with the Clerk of the United States District Court for the Southern District of New York via the Court's CM/ECF system, which will send notice of such filing to all counsel of record who are registered CM/ECF users.

Dated: March 1, 2022

/s/ David S. Udell  
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