



*State of New York  
Court of Appeals*

*Stewart M. Cohen  
Clerk of the Court*

*Clerk's Office  
Albany, New York 12207-1095*

Decided March 31, 2009

Mo. No. 2009-219

Motion for leave to appeal granted.

Kenneth J. Lewis, et al.,  
Appellants,

v.

New York State Department of  
Civil Service, et al.,  
Respondents.

# *State of New York*

## *Court of Appeals*

*At a session of the Court, held at Court of  
Appeals Hall in the City of Albany  
on the thirty-first day of March, 2009*

**Present,** HON. JONATHAN LIPPMAN, *Chief Judge, presiding.*

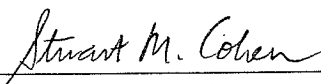
---

Mo. No. 219  
Kenneth J. Lewis, et al.,  
Appellants,  
v.  
New York State Department of Civil  
Service, et al.,  
Respondents.

---

A motion for leave to appeal to the Court of Appeals in the above cause having heretofore been made upon the part of the appellants herein and papers having been submitted thereon and due deliberation having been thereupon had, it is

ORDERED, that the said motion be and the same hereby is granted.

  
\_\_\_\_\_  
Stuart M. Cohen  
Clerk of the Court