

At a Term of the Supreme Court of the State of New York, held in and for the County of New York, at the Courthouse, 111 Centre Street, New York, on the 7 day of September, 2012

SUPREME COURT OF THE STATE OF NEW YORK

In the Matter of the Application of CHARLES J. HYNES, District Attorney of Kings County, for Appointment of a Special District Attorney in the Matter of Allegations of Possible Criminal or Official Misconduct By a Member of the New York State Assembly

ORDER

Special Proceeding
Number 317/2012

Having read and considered the Affirmation by DANIEL M. DONOVAN, JR., District Attorney of Richmond County dated September 6, 2012, who has been appointed Special District Attorney by Order dated August 31, 2012, in connection with the matter captioned herein, it is hereby

ORDERED that the Special District Attorney is authorized to investigate allegations that in June and July of 2012 Assembly member Vito Lopez subjected two female employees of the New York State Assembly, both in their twenties, to unwanted and unwelcome physical contact, and to prosecute any charges arising out of that conduct, should such be advised;

AND IT IS FURTHER ORDERED that the Special District Attorney is also authorized to investigate allegations that funds, both public and private, were disbursed in and around June, 2012, to settle two similar complaints against

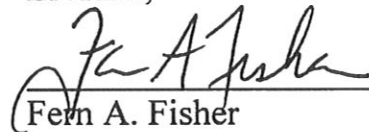
Assembly member Vito Lopez by two other female staff members employed by the Assembly, in possible violation of the Penal Law, the Election Law, the Public Officers Law, and other statutes, and to prosecute any charges arising out of that conduct, should such be advised;

AND IT IS FURTHER ORDERED that this appointment shall continue for all purposes through any and all stages of this matter, including direct appeal, as well as any post-judgment proceeding initiated in any Court;

AND IT IS FURTHER ORDERED that this application be kept under seal pending further order of the Court;

AND IT IS FURTHER ORDERED that this Order shall remain unsealed.

ENTER,


Fern A. Fisher

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF RICHMOND

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Kings County Special
Proceeding Number 317/2012

Daniel M. Donovan, Jr.
District Attorney
Richmond County
130 Stuyvesant Place
Staten Island, New York 10301