

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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MICHAEL KANE, LARA BLUM, EVA OIDIA,
DESIREE COIFFI, STEPHANIE DENARO, PAN
HE, TONIANNE DELMAR, STACIE
CHRISTOPOULOS,

Petitioners,

-against-

NEW YORK CITY DEPARTMENT OF
EDUCATION,

Respondent.
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**STIPULATION OF
SETTLEMENT AND
DISCONTINUANCE**

Index No. 160831-2020E
IAS Part 6
(Rakower, J.)

Counsel to the parties to this matter having conferred hereby agree to the dismissal of the matter with prejudice and without costs upon the following terms:

1. Respondent, New York City Department of Education (“DOE”), hereby certifies and assures that each and every vendor involved in the collection, storage and analysis of COVID-19 specimens collected in DOE schools shall destroy these specimens after completion of the testing protocols and/or after clinical reports are issued and shall not replicate or make any other use of said specimens. Such specimens may not be used for any purpose other than for the COVID-tests.

2. Respondent agrees that this certification covers each and every specimen collected to this date and each and every specimen henceforward collected and shall apply to current vendors and any other vendors or employees engaged in the collection, storage or analysis of such specimens.

3. The above-captioned proceeding is hereby settled and discontinued pursuant to CPLR 3217(b), with prejudice, and without costs, expenses or fees, and the Clerk may take such action as is necessary to effectuate discontinuance without further notice to the parties.

4. For the purposes of this Stipulation, electronic, facsimile or other electronically-reproduced signatures shall be considered originals.


Dated: December 24, 2020
New York, New York

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SO ORDERED:

J.S.C.