

STATE OF NEW YORK
SUPREME COURT COUNTY OF FULTON

In the Matter of a Proceeding under Article 70 of
the CPLR for a Writ of Habeas Corpus,

THE NONHUMAN RIGHTS PROJECT, INC.,
on behalf of TOMMY,

Petitioners,

v.

PATRICK C. LAVERY, individually and as an
officer of Circle L Trailer Sales, Inc., DIANE
LAVERY, and CIRCLE L TRAILER SALES,
INC.,

Respondents.

NOTICE OF APPEAL

Index No.: 2013-02051

Honorable Joseph M. Sise
Justice Supreme Court

PLEASE TAKE NOTICE that the Petitioners, THE NONHUMAN RIGHTS PROJECT, INC., on behalf of TOMMY, hereby appeal to the Appellate Division of the Supreme Court of the State of New York, Third Judicial Department, from a Judgment entered in the above entitled action in the office of the Clerk of the County of Fulton on December 18, 2013, denying an application for an Order to Show Cause and Writ of Habeas Corpus, and this appeal is taken from each and every part of that Judgment as well as from the whole Judgment.

Dated: January 9, 2014

Elizabeth Stein, Esq.
Attorney for Petitioners
5 Dunhill Road
New Hyde Park, New York 11040
516-747-4726

Dated: January 9, 2014

Steven M. Wise, Esq.
Attorney for Petitioners (pro hac vice)
5195 NW 112th Terrace
Coral Springs, Florida 33076
954-648-9864

TO: Clerk of the County of Fulton
223 West Main Street
Johnstown, New York 12095
518-736-5555

Patrick Lavery, individually and as an officer of Circle L Trailer Sales, Inc.
3032 State Highway 30
Gloversville, New York 12078
518-661-5038

Diane Lavery
3032 State Highway 30
Gloversville, New York 12078
518-661-5038

Circle L Trailer Sales, Inc.
3032 State Highway 30
Gloversville, New York 12078
518-661-5038