

**UNITED STATES COURT OF APPEALS  
FOR THE  
SECOND CIRCUIT**

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 15<sup>th</sup> day of August, two thousand nineteen.

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New Hope Family Services, Inc.,

Plaintiff-Appellant,

v.

Sheila J. Poole, in her official capacity as  
Acting Commissioner for the Office of  
Children and Family Services for the State of  
New York,

Defendant-Appellee.

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**ORDER**

Docket No. 19-1715

Appellant moves for leave to file a sur-reply in opposition to Appellee's motion to remove this case from the expedited appeals calendar ("XAC").

IT IS HEREBY ORDERED that the motion is DENIED as moot in light of this Court's order dated August 14, 2019 which denied the motion to remove the case from the XAC but granted Appellee an extension of time.

For the Court:

Catherine O'Hagan Wolfe,  
Clerk of Court

  
