

IN IAS PART _____, ROOM _____, OF
THE SUPREME COURT OF THE STATE
OF NEW YORK, HELD IN AND FOR THE
COUNTY OF NEW YORK, AT THE
COURTHOUSE, LOCATED AT 60
CENTRE STREET, NEW YORK, NEW YORK
ON THE _____ DAY OF APRIL, 2003

PRESENT: _____
J.S.C.

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In re the application of:
NEW YORK PUBLIC INTEREST RESEARCH
GROUP STRAPHANGERS CAMPAIGN, Inc.,
GENE RUSSIANOFF, DAVID A. PATERSON,
EDITH PRENTRISS, KATHERINE ROBERTS,
KEITH CAUSIN, KEVIN MCRAE, FARAH STEIDE,
and ALEXANDER WOOD,

Petitioners,

- against -

METROPOLITAN TRANSPORTATION
AUTHORITY a.k.a. MTA, MTA NEW YORK
CITY TRANSIT AUTHORITY, LONG ISLAND
RAILROAD, METRO-NORTH RAILROAD,
STATEN ISLAND RAPID TRANSIT OPERATING
AUTHORITY, LONG ISLAND BUS COMPANY,
Peter S. Kalikow, Chair/Commissioner of the
Metropolitan Transportation Authority and Lawrence
G. Reuter, as President of MTA New York City
Transit Authority, XYZ Corp.'s 1-20, private bus
company and others under contract with the named
Respondents to supply transportation services to
the public whose corporate identities are unknown
and to be determined in discovery,

Respondents.

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**AMENDED
ORDER TO
SHOW CAUSE**

Index: 107871
Purchased: 5/1/03

Upon reading and filing the annexed Affidavit of Alan Hevesi, the Comptroller of
the State of New York dated April, 29, 2003, Affidavit of Gary Rose submitted on behalf
of the New York City Comptroller dated April 29, 2003, Affidavit of Gene Russianoff

dated April 29, 2003, Affidavit of Alexander Wood dated April 29, 2003, Emergency Affirmation of Thomas D. Shanahan dated April 29, 2003, Memorandum of Law dated April 29, 2003, Summons and Verified Petition dated April 29, 2003 and the Exhibits annexed hereto or provided to the Court on C.D. Rom upon all of the papers and proceedings heretofore had and filed;

LET RESPONDENTS, or their attorneys, show cause before the Honorable Louis York, at IAS Part 2, Room 289, at 80 Centre Street, New York, New York, 10007 on the 9th day of May, 2003, at 2:00 o'clock in the afternoon of that day, or as soon thereafter as counsel can be heard, why an order granting the following relief should not be entered herein:

1. Prohibiting, enjoining and restraining respondents and their agents acting on their behalf from raising mass transit fares for bus and subway riders in the five boroughs of the City of New York and for transit riders on commuter railroads operated by respondents until further order of the Court;

2. Prohibiting and enjoining and restraining defendants and their agents acting on their behalf from closing or in any manner reducing customer service at any token booths identified for closure as a result of the vote of the Board of respondent MTA on March 6, 2003 until further order of this Court;

3. Granting petitioners such other and further relief as to this Court may seem just, proper and equitable; and it is

ORDERED that pending the hearing and determination of this emergency application and for good and sufficient cause having been demonstrated, defendant and its agents acting on its behalf are hereby:

1. Temporarily prohibited, enjoined and restrained from raising mass transit fares for bus and subway riders in the five boroughs of the City of New York and for transit riders on commuter railroads operated by respondents until further order of the Court;

2. Temporarily prohibited, enjoined and restrained from closing or in any manner reducing customer service at any token booths identified for closure as a result of the vote of the Board of respondent MTA on March 6, 2003 until further order of this Court;

Sufficient cause appearing therefor, let service of a copy of this order to show cause, together with the papers together with the papers upon which it is granted, on the Defendants or their attorneys, on or before _____, 2003, be deemed good and sufficient service thereof.

ORDERED that answering papers, if any, shall be served so as to insure their receipt by Plaintiff's counsel no later than ___ business days prior to the return date of this application.

E N T E R

J.S.C.