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ASIM REHMAN
COMMISSIONER
CHIEF ADMINISTRATIVE LAW JUDGE

OLGA STATZ
DEPUTY COMMISSIONER
GENERAL COUNSEL

December 18, 2023

VIA NYC Rules

New York City Conflicts of Interest Board
2 Lafayette Street
New York, NY 10007

Re: Comment to Conflicts of Interest Board (COIB) Proposed Rules Regarding
Procedural Rules for Enforcement Actions

Dear Conflicts of Interest Board:

The Office of Administrative Trials and Hearings (OATH) notes that COIB proposed rule 2-03(f)(4) affects the conduct of OATH trials. The conduct of the hearing, including directions concerning closing arguments and their length, are matters committed to the discretion of the OATH administrative law judge presiding over the hearing. See Charter § 1049(3); 48 RCNY §§ 1-02, 1-46.

Therefore, OATH requests that the bolded clauses be added to the proposed rule,

(4) The [enforcement attorney] respondent or respondent's representative will make a closing statement first, after which the [respondent may] enforcement attorney will make a closing statement, **unless otherwise directed by the OATH administrative law judge presiding at the hearing.** Written closing statements may not exceed 30 double-spaced pages, except with the permission of the OATH administrative law judge presiding at the hearing.

Thank you.

Very truly yours,

A handwritten signature in black ink, appearing to read "Olga Statz".

Olga Statz
Deputy Commissioner and General Counsel
OATH