

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK**

JUDGMENT IN A CIVIL CASE

**NEW HOPE FAMILY SERVICES, INC.,
Plaintiff,**

vs.

5:18-CV-01419 (MAD/TWD)

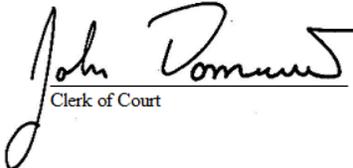
**SHEILA J. POOLE, in her official capacity
as Acting Commissioner for the Office of
Children and Family Services for the State
of New York,**

Defendant.

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that OCFS' motion for summary judgment (Dkt. No. 74) is **DENIED**; and the Court further **ORDERS** that New Hope's motion for summary judgment (Dkt. No. 75) is **GRANTED**; and the Court further **ORDERS** that OCFS is **ENJOINED** from enforcing 18 N.Y.C.R.R. § 421.3(d) insofar as it would compel New Hope to process applications from, or place children for adoption with, same-sex couples or unmarried cohabitating couples, and insofar as it would prevent New Hope from referring such couples to other agencies; and the Court further **ORDERS** that the Clerk of Court shall enter judgment in New Hope's favor and close this case; and the Court further **ORDERS** that this Court shall retain jurisdiction of this matter for the purpose of enforcing its Orders, all of the above pursuant to the Memorandum-Decision and Order of the Honorable Mae A. D'Agostino, dated the 6th day of September, 2022.

DATED: September 7, 2022


Clerk of Court

s/Britney Norton
Deputy Clerk