

**HACH ROSE SCHIRIPA & CHEVERIE LLP**

ATTORNEYS AT LAW

October 14, 2025

**VIA ECF**

Hon. Dora L. Irizarry  
United States District Court  
225 Cadman Plaza East  
Brooklyn, New York 11201

Re: *Cement and Concrete Workers DC Benefit Fund v. The New York Presbyterian Hospital*, No. 25-cv-5571 (E.D.N.Y.)

Dear Judge Irizarry:

I represent the plaintiff in the above-captioned matter. On October 3, 2025, we filed this case on behalf of my client in the Eastern District. On the accompanying Civil Cover Sheet (“§ VIII. Related Case(s) If Any”), we noted that this case is related to another pending case in this District, *UFCW Local 1500 Welfare Fund v. The New York and Presbyterian Hospital*, No. 2:25-cv-5023. The cases are related because they arise from the same transactions and events, involve the same defendant, and a substantial saving of judicial resources is likely to result from assigning both cases to the same judge. For that reason, and because the lower-numbered case is located in the Central Islip Division, we noted when filing that this case should also be opened in that Division. It appears that designation was considered by the Clerk’s Office to be an error, and the case was instead opened in the Brooklyn Division and assigned to you. *See* ECF No. 2.

Our intention in filing this case in the Eastern District and noting it related to Case No. 25-cv-5023 was that this case would be automatically consolidated with the lower-numbered case, pursuant to this Court’s procedures. Because that did not happen, my colleague called the Clerk’s Office this morning, after which that Office filed the appropriate Notice of Related Case, ECF No. 7. The Clerk’s Office also informed my colleague that we should inform the Court via letter that the two cases should have been denoted as related upon the filing of this case, and that we would consent to this case being reassigned to Central Islip and consolidated with Case No. 25-cv-5023 pursuant to the Court’s usual procedures.

Sincerely,

/s/ Frank R. Schirripa  
Frank R. Schirripa, Esq.

cc: Jamie Crooks, Esq.  
All counsel of record