

**GARWIN
GERSTEIN
& FISHER** ^{LLP}

88 Pine Street, Suite 2810
New York, New York 10005



DICELLO LEVITT

485 Lexington Ave., Suite 10001
New York, New York 10017

**Lieff
Cabrer
Heimann
& Bernstein**

Attorneys at Law

275 Battery Street, 29th Floor
San Francisco, CA 94111-3339

September 15, 2026

Via ECF

Hon. Brian M. Cogan
U.S. District Court for the Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: *UFCW Local 1500 Welfare Fund v. The New York & Presbyterian Hosp.*, No. 2:25-cv-5023 (E.D.N.Y.)

Dear Judge Cogan:

We write in response to the letter from counsel for Plaintiffs in the related action *Cement and Concrete Workers DC Benefit Fund et al. v. The New York Presbyterian Hosp.*, No. 1:25-cv-5571 (E.D.N.Y.), DI 52, requesting leave to participate in any pre-motion conference addressing the joint letter filed September 10, 2026 in the above matter. Case No. 25-cv-5023, DI 52.

UFCW Plaintiffs have no objection to counsel for *Cement Worker* Plaintiffs participating in any such conference.

Sincerely,

/s/ David Rochelson

David B. Rochelson
Deborah A. Elman
GARWIN GERSTEIN & FISHER LLP
88 Pine St, Suite 2810
(212) 398-0055
New York, NY 10005
drochelson@garwingerstein.com
delman@garwingerstein.com

Gregory S. Ascioffa
Geraldyn J. Trujillo
Theodore J. Salem-Mackall (*pro hac vice*)
DICELLO LEVITT LLP
485 Lexington Avenue, Suite 1001
New York, New York 10017
(646) 933-1000
gascioffa@dicellolevitt.com
gtrujillo@dicellolevitt.com
tsalemmackall@dicellolevitt.com

Brendan P. Glackin (*pro hac vice*)
Lin Y. Chan (*pro hac vice*)
**LIEFF CABRASER HEIMANN &
BERNSTEIN, LLP**
275 Battery Street, 29th Floor
San Francisco, CA 94111
(415) 956-1000
bglackin@lchb.com
lchan@lchb.com

Rebecca P. Chang
**LIEFF CABRASER HEIMANN &
BERNSTEIN, LLP**
250 Hudson Street
New York, NY 10013
(212) 355-9500
rchang@lchb.com

*Counsel for Plaintiff UFCW Local 1500
Welfare Fund and the Putative Class*