

**RESOLUTION OF THE NEW HAVEN PORT AUTHORITY
APPROVING THE PARTICIPATION IN THE AMICUS CURIAE BRIEF TO THE
APPELLATE COURT AND RATIFYING THE CHAIRMAN'S EXECUTION
OF THE RETAINER AGREEMENT WITH ROBINSON & COLE TO FILE THE
AMICUS CURIAE BRIEF**

WHEREAS, the New Haven Port Authority (the "Authority") previously participated with other local agencies (collectively the "Connecticut Amici") in the filing of an *amicus curiae* brief (the "Trial Brief") in the U.S. District Court for the Eastern District of New York in the case entitled *Rosado et al. v. Pruitt et al.*, Docket No. 1:17-cv-04843; and

WHEREAS, the decision by the U.S. District Court for the Eastern District of New York has been appealed to the U.S. Court of Appeals for the Second Circuit and the Authority wishes to participate in the appeal with the Connecticut Amici; and

WHEREAS, the Connecticut Amici have filed an *amicus curiae* brief (the "Appellate Brief") with the U.S. Court of Appeals for the Second Circuit in the case entitled *Rosado et al. v. Pruitt et al.*, Docket No. 20-3188; and

WHEREAS, the Connecticut Amici previously retained the law firm of Robinson & Cole to represent them in connection with the filing of the Trial Brief; and

WHEREAS, the Connecticut Amici have once again retained Robinson & Cole to represent them in connection with the filing of the Appellate Brief; and

WHEREAS, Robinson & Cole has outlined the terms of the engagement for filing the Appellate Brief in the form of a retainer agreement (the "Retainer Agreement") dated April 28, 2021; and

WHEREAS, Article VI, Section C of the Bylaws of the Authority provides that the Chairman of the Board of Commissioners of the Authority sign all resolutions, contracts, and other instruments on behalf of the Authority as authorized by the Authority; and

WHEREAS, the Chairman of the Board of Commissioners of the Authority, John Abbagnaro (the "Chairman") signed the Retainer Agreement on April 30, 2021 on behalf of the Authority due to the time constraint of the deadline to file the Appellate Brief on April 30, 2021.

NOW, THEREFORE BE IT RESOLVED that the Authority hereby approves of the participation of the Authority in the appeal to the U.S. Court of Appeals for the Second Circuit.

NOW, THEREFORE BE IT RESOLVED that the Authority hereby ratifies the Chairman's execution of the Retainer Agreement with Robinson & Cole to file the Appellate Brief.

APPROVED: _____

