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April 9, 2008

***VIA FIRST CLASS MAIL AND  
TELEFAX: 873-3376***

Hon. Richard B. Meyer  
Essex County Courthouse  
7559 Court Street  
Elizabethtown, New York 12932

**Re: Lewis Family Farm, Inc. v. Adirondack Park Agency  
Index No. 315-08**

Dear Justice Meyer:

Please accept this response, on behalf of Petitioner, to the Respondent's letter of late yesterday. We attach a copy since the address appears to be wrong so you may not have received it. In the interest of procedural simplicity, Petitioner Lewis Family Farm stipulates to striking of the first sentence on page two of Your Honor's Order to Show Cause dated April 8, 2008.

The APA's Order challenged here directs Barbara Lewis to file an application for a 3-home subdivision for the farmworker housing on April 14, 2008, no sooner. Since there is nothing for the APA to enforce over the next couple of days, the Agency is unable to articulate any harm by your Order. Our stipulation renders the issue moot; so Petitioner will not brief the Attorney General's mistaken view that Your Honor's Order restrained the performance of a statutory duty in violation of law.

We completed service yesterday in compliance with the Court's Order. The APA and the Attorney General's Office have received notification of the time, date and place of the hearing

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that Your Honor has set to hear Petitioner's Motion for a Stay, all in accordance with the Uniform Rules. I have confirmed this by telephone.

Today we provided an extra courtesy copy of the Petitioner's papers to the APA's counsel.

Therefore, we respectfully suggest that there is no need for a conference call.

We look forward to a hearing in open court on Friday afternoon at 1:30 p.m.

Respectfully yours,

*/s/ John J. Privitera*

John J. Privitera

JJP/klh

cc: Loretta Simon, Esq.