STATE OF NEW YORK SUPREME COURT

COUNTY OF ESSEX

LEWIS FAMILY FARM, INC.,

-against-

NOTICE OF MOTION

Petitioner,

ACTION NO. 1

ADIRONDACK PARK AGENCY,

Index No. 315-08

Respondent.

Hon. Richard B. Meyer

STATE OF NEW YORK SUPREME COURT

COUNTY OF ESSEX

ADIRONDACK PARK AGENCY,

Plaintiff,

ACTION NO. 2

-against-

LEWIS FAMILY FARM, INC., SALIM B. LEWIS and BARBARA LEWIS,

Index No.: 332-08

Defendants.

NOTICE OF MOTION FOR THE CONSOLIDATION OF TWO ESSEX COUNTY SUPREME COURT ACTIONS

PLEASE TAKE NOTICE that upon the annexed Affirmation of John J. Privitera, Esq., dated April 14, 2008, and upon the pleadings in the above entitled actions, the undersigned will move this Court at an Individual Assignment Term to be held in and for the County of Essex, at the County Court House in Elizabethtown, New York, on April 24, 2008, at 9:30 a.m. of that day, or as soon thereafter as counsel can be heard, for an order pursuant to CPLR 602, granting an order consolidating the above-entitled actions, and for such other or further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE, that pursuant to CPLR 2214(b), answering

affidavits, if any, shall be served at least two (2) days before the hearing date.

Dated: April 14, 2008 Albany, New York

McNAMEE, LOCHNER, TITUS & WILLIAMS, P.C.

By: /s/ John J. Privitera

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