

STATE OF NEW YORK SUPREME COURT  
APPELLATE DIVISION THIRD DEPARTMENT

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LEWIS FAMILY FARM, INC.,

*Plaintiff,*

-against-

NEW YORK STATE ADIRONDACK PARK AGENCY,

*Defendant.*

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**NOTICE OF MOTION**

Index No.: 0498-07  
RJI No.: 15-1-2007-0153

**PLEASE TAKE NOTICE** that upon the Affidavit of John J. Privitera, Esq., sworn to May 7, 2008, and upon all of the papers and proceedings had herein, appellant Lewis Family Farm, Inc., will move at a motion term of this Court to be held at the Justice Building, South Mall, Albany, New York, on the 19<sup>th</sup> day of May 2008 for an order pursuant to 22 NYCRR § 800.12 granting an extension of the time in which the Appellant has to perfect its appeal, and granting such other and further relief as the Court may deem just and proper.

**PLEASE TAKE FURTHER NOTICE** that pursuant to 22 NYCRR § 800.2, papers in opposition to this motion, if any, must be filed by 11:00 a.m. on Friday, May 16, 2008. This motion will be submitted on the papers and personal appearances by the parties or their counsel in opposition to the motion is neither required nor permitted.

Dated: May 8, 2008

Albany, New York

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

*/s/ John J. Privitera*

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