

**STATE OF NEW YORK  
SUPREME COURT**

**COUNTY OF ALBANY**

THE LANDMARKS SOCIETY OF GREATER  
UTICA, JOSEPH BOTTINI,  
#NOHOSPITALDOWNTON, BRETT B. TRUETT,  
JAMES BROCK, JR., FRANK MONTECALVO,  
JOSEPH CERINI, AND O'BRIEN PLUMBING &  
HEATING SUPPLY, a division of ROME  
PLUMBING AND HEATING SUPPLY CO. INC.,

PETITIONERS-PLAINTIFFS,

-against-

PLANNING BOARD OF THE CITY OF UTICA, NEW  
YORK STATE OFFICE OF PARKS, RECREATION,  
AND HISTORIC PRESERVATION, ERIK  
KULLESEID, ACTING COMMISSIONER,  
DORMITORY AUTHORITY OF THE STATE OF  
NEW YORK AND, MOHAWK VALLEY HEALTH  
SYSTEM

RESPONDENTS-DEFENDANTS.

**AFFIDAVIT OF SERVICE**

INDEX NO. 02797-19  
RJI No. 01-19-ST0336

STATE OF NEW YORK     )

ss:

COUNTY OF ONEIDA     )

I, Kathryn A. Hartnett, being duly sworn, deposes and says:

1. I am not a party to this action, I am over 18 years of age and reside in Utica, New York.
2. On the 12<sup>th</sup> day of June, 2019, I served a Notice of Motion, Affidavit of Kathryn Hartnett, Esq. in Support of Motion to Dismiss and Affidavit of Brian Thomas In Support of the Motion to Dismiss on:

Thomas S. West, Esq.  
Cindy M. Monaco, Esq.  
*Attorneys for Petitioners-Plaintiffs*  
677 Broadway-8<sup>th</sup> Floor  
Albany, New York 12207

Lorretta Simon, Esq.  
Office of the Attorney General  
*Attorney for Respondent*  
New York State Office of  
Parks, Recreation and Historic Preservation  
The Capitol  
Albany, New York 12224-0341

Yvonne Hennessey, Esq.  
Barclay Damon  
*Attorney for Respondent*  
Dormitory Authority of the State of New York  
80 State Street  
Albany, New York 12207

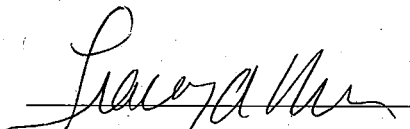
Kathleen Bennett, Esq.  
Bond, Schoeneck & King  
*Attorney for Respondent*  
Mohawk Valley Health System  
One Lincoln Center  
110 West Fayette Street  
Syracuse, New York 13202-1355

The addresses being designated by for that purpose by depositing same enclosed in a postpaid, properly addressed wrapper, in an official depository of the United States Postal Service within the State of New York.



Kathryn F. Hartnett

Sworn to before me this 12<sup>th</sup>  
day of June, 2019

  
Notary Public

TRACEY A. MILLS  
Notary Public - State of New York  
No. 01MI6185254  
Qualified in Oneida County  
My Commission Expires April 14, 20 20