

STATE OF NEW YORK OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES Attorney General DIVISION OF SOCIAL JUSTICE Environmental Protection Bureau

June 12, 2019

Hon. Bruce A. Hidley County Clerk Albany County Courthouse 16 Eagle Street, Room 128 Albany, NY 12207-1077

> Re: The Landmarks Society of Greater Utica, et al. v. Planning Board of the City of Utica, et al., Index No. 02797-19

Dear Hon. Hidley:

Enclosed herein for filing in the above-captioned hybrid proceeding please find:

- 1. Notice of Cross Motion to Convert and Dismiss
- 2. Affidavit of John Bonafide dated June 7, 2019
- 3. Affidavit of Robert S. Derico dated June 11, 2019
- 4. State Respondents' Memorandum of Law

No fee is tendered pursuant to CPLR § 8017. Thank you for your attention to this matter.

Respectfully Ner

/Loretta Simon Assistant Attorney General (518) 776-2416 Loretta.Simon@ag.ny.gov

cc

Thomas S. West, Esq. Kathryn Hartnett, Esq. Kathleen M. Bennett, Esq.

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