

Caffry & Flower

ATTORNEYS AT LAW

100 BAY STREET
GLENS FALLS, NEW YORK 12801
(518) 792-1582 • FAX: 793-0541

JOHN W. CAFFRY

KRISTINE K. FLOWER

CLAUDIA K. BRAYMER

MELISSA L. BAKER, Paralegal

July 17, 2012

Lawrence A. Rappoport
Assistant Attorney General
Attorney General's Office of
the State of New York
The Capitol
Albany, New York 12224

Thomas A. Ulasewicz
Fitzgerald Morris Baker
Firth P.C.
16 Pearl Street
Glens Falls, New York
12801

Robert L. Sweeney, Esq.
Whiteman, Osterman & Hanna
One Commerce Plaza
Albany, NY 12260

Re: Protect the Adirondacks!, et al. v. APA, et al.
Albany County Index No. 1682-12

Dear Counsel:

Enclosed please find the following:

1. Petitioners' "reply to new matter in the answer[s]" pursuant to CPLR § 7804(d). See Doherty v. McElligott, 258 A.D. 257, 260 (1st Dept. 1939); Eadie v. Town of North Greenbush, 9 M.3d 599, 600-601 (Sup. Ct. Renss. Co. 2005), rev'd on other grnds, 22 A.D.3d 1025; Kelly v. Monaghan, 208 M. 31, 34-35 (Sup. Ct. N.Y. Co. 1955); *McKinney's CPLR Practice Commentaries*, C7804:5.
2. Affidavit of Roger Downs, sworn to June 14, 2012, with exhibits thereto.
3. Affidavit of Ellen Egan George, sworn to June 7, 2012.
4. Supplemental Return.
5. Affidavit of Service.

Under separate cover, we are submitting these papers and the proposed order of transfer to the Special Term Clerk.

Lawrence A. Rappoport
Thomas A. Ulasewicz
Robert L. Sweeney

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July 17, 2012

If you have any questions, please let me know.

Sincerely,

/s/ Claudia K. Braymer

Claudia K. Braymer
cbraymer@caffrylawoffice.com

CKB/ljs
enc.

cc: Robert C. Glennon, Esq.
Ellen Egan George, Esq.
Clients
(all w/enc.)

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