

Exhibit 45



PO Box 769 Lake George NY 12845 (518) 685-3088
info@protectadks.org www.protectadks.org

From: "John Caffry" <jcaffry@caffrylawoffice.com>
To: msgerstm@gw.dec.state.ny.us
CC: jwtighe@gw.dec.state.ny.us; kmmoser@gw.dec.state.ny.us; krhamm@gw.dec.st...
Date: 6/5/2012 5:21 PM
Subject: NYCO
Attachments: image003.png

Dear Marc:

On behalf of Protect the Adirondacks! Inc., I wish to inform you that PROTECT has decided that it must oppose the proposed amendment to Article 14, § 1 of the State Constitution for the expansion of the NYCO mine in the Town of Lewis onto Forest Preserve lands.

PROTECT began the discussion of this proposal being very skeptical that it was in the long-term best interests of the Forest Preserve and the People of the State. PROTECT was particularly concerned that an amendment for a purely commercial purpose was unprecedented, and would not be a proper basis for amending Article 14.

PROTECT participated in a recent conference call with DEC, interested organizations, and NYCO CEO Peter Goodwin. Mr. Goodwin was quite honest in stating that if the amendment was not approved, NYCO would not be leaving the Adirondacks and that it would merely move its operations to its already-permitted Oak Hill location nearby. Therefore, PROTECT believes that there is no compelling reason to further consider supporting this amendment.

PROTECT wishes to thank DEC for making it part of the discussion on this important matter.

Sincerely,

John W. Caffry

Co-Chair

Conservation Advocacy Committee

Protect the Adirondacks! Inc.

From: Robert Davies
To: Caffry, John <jcaffry@caffrylawoffice.com>; Gerstman, Marc <msgerstm@gw...
CC: krhamm@gw.dec.state.ny.us <krhamm@gw.dec.state.ny.us>; jwtighe@gw.dec.st...
Date: 6/5/2012 6:08 PM
Subject: Re: NYCO

Thank you John for passing this information along. Please feel free to contact DEC should you have any additional questions regarding this matter.

Rob

>>> "John Caffry" <jcaffry@caffrylawoffice.com> 6/5/2012 5:21:22 PM >>>

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John W. Caffry

Co-Chair

Conservation Advocacy Committee

Protect the Adirondacks! Inc.

From: Kenneth Hamm
To: Caffry, John
Date: 6/6/2012 9:12 AM
Subject: Re: NYCO

But miracles don't happen all the time.

>>> "John Caffry" <jcaffry@caffrylawoffice.com> 6/5/2012 5:21 PM >>>

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