

STATE OF NEW YORK
SUPREME COURT

ALBANY COUNTY

In the Matter of the Application of

NOTICE OF PETITION

PROTECT THE ADIRONDACKS! INC.,

INDEX NO. 2137-13

Plaintiff-Petitioner,

for a Judgment Pursuant to
section 5 of Article 14 of
the New York State Constitution,
and CPLR Article 78,

DATE OF FILING:

4-15-13

-against-

ADIRONDACK PARK AGENCY, and NEW YORK STATE
DEPARTMENT OF ENVIRONMENTAL CONSERVATION,

Defendants-Respondents.

PLEASE TAKE NOTICE that, upon the annexed verified Combined Complaint and Petition, an application will be made by the Petitioner at the Albany County Courthouse, 16 Eagle Street, Albany, New York, at 9:30 a.m. on the 28th day of June, 2013, or at such other time and place as the assigned justice shall determine, for a judgment on the Second and Third Causes of Action of the Combined Complaint and Petition, pursuant to CPLR Article 78, enjoining Respondents from using or permitting the use of motor vehicles such as snowcats to groom snow on snowmobile trails in the Adirondack Forest Preserve; annulling certain permits and agreements purporting to allow such usage; awarding the Petitioner the costs and disbursements of this proceeding; awarding Petitioner its legal fees and disbursements;

and granting such other and further relief as may be deemed just and proper by the Court.

PLEASE TAKE FURTHER NOTICE that pursuant to CPLR § 7804(c), any answering papers must be served at least five (5) days before the return date.

/S/ John W. Caffry

Dated: April 12, 2013

CAFFRY & FLOWER
Attorneys for Petitioners
John W. Caffry, of Counsel
Claudia K. Braymer, of Counsel
100 Bay Street
Glens Falls, New York 12801
518-792-1582