



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

LETITIA JAMES
ATTORNEY GENERAL

DIVISION OF SOCIAL JUSTICE
ENVIRONMENTAL PROTECTION BUREAU

January 22, 2020

**HAND DELIVERED
AND VIA ELECTRONIC MAIL**

Hon. L. Michael Mackey
Supreme Court, Albany County
Albany County Courthouse
16 Eagle Street
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 Judge Mackey:

Please allow this letter to serve as the revised Scheduling Order set forth by the Court during the parties' January 21, 2020 appearance before Your Honor. If this correctly sets forth what Your Honor stated during our January 21st appearance, could you please "So Order" where indicated below.

Motion to Change Venue:

Tuesday, Jan. 28, 2020	Petitioners' response to motion to change venue to be filed and served
Monday, Feb. 3, 2020	Reply papers for motion to change venue
Tuesday, Feb. 4, 2020	Return Date for motion to change venue (on submission)

RECEIVED
CITY OF UTICA
JAN 22 2020

Answer on Petition:

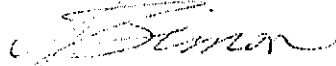
Friday, Feb. 14, 2020 City of Utica & MVHS Answer and Administrative Record for three SEQRA claims in the petition to be filed and served

Motion to Reargue/Renew:

Friday, Feb. 21, 2020	Answer on motion to reargue/renew to be filed and served
Friday, Feb. 27, 2020	Reply papers for motion to reargue/renew
Friday, Feb. 28, 2020	Return Date on motion to reargue/renew (oral argument requested by Petitioners)

Furthermore, this Letter Order will serve to memorialize the following: 1) Petitioners have agreed to withdraw their motion to amend their Petition to assert additional claims and/or add additional parties; and 2) all parties shall provide courtesy electronic copies of their venue motion papers to Chambers. Additionally, the Court also advised the parties that it expects to have a Decision on the venue motion by February 7, 2020.

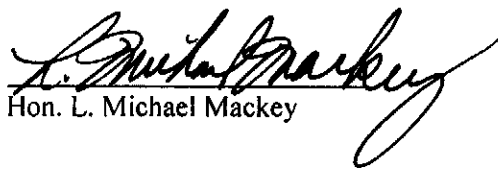
Respectfully,



Loretta Simon
Assistant Attorney General
(518) 776-2416

SO ORDERED

Dated: 1/23/20



Hon. L. Michael Mackey

cc Thomas S. West, Esq. (via email)
Kathryn Hartnett, Esq. (via email)
Kathleen Bennett, Esq. (via email)