

STATE OF NEW YORK
SUPREME COURT COUNTY OF SENECA

In the Matter of the Application of:

SENECA MEADOWS, INC.

Petitioner-Plaintiff

-vs-

TOWN OF SENECA FALLS, TOWN OF SENECA
FALLS TOWN BOARD, DIXIE D. LEMMON and
CONCERNED CITIZENS OF SENECA COUNTY, INC.

Respondents-Defendants

For a judgment pursuant to Article 78 of the Civil Practice
Law and Rules and CPLR 3001

NOTICE OF MOTION TO
DISMISS

Index No.: 51652

Hon. Daniel J. Doyle

PLEASE TAKE NOTICE THAT upon the Affirmation of Douglas H. Zamelis affirmed January 7, 2020, the Affidavit of William C. Lutz sworn to December 20, 2019, Intervenors' Memorandum of Law in Support of Motion to Dismiss dated January 7, 2020, and all the pleadings and proof to date herein, the undersigned will make application to this Court at the Seneca County Courthouse, 48 W. Williams Street, Waterloo, New York 13165 on January 21, 2020 at 2:00 p.m., or as soon thereafter as counsel can be heard, for an Order dismissing the Verified Petition/Complaint pursuant to CPLR Sections 3211(a)(1), (5) and (7), and 7804(f), and for such other and further relief as the Court deems just and proper.

Pursuant to CPLR Section 2214(b), Intervenors-Respondents-Defendants demand that responding affidavits, if any be served at least two days before the return date of this motion unless otherwise provided by an Order of this Court.

Dated: January 7, 2020
Springfield Center, New York

By:

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