

MONROE COUNTY CLERK'S OFFICE

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Instrument: NOTICE OF APPEAL

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Index #: E2022000699

Date: 01/23/2023

Time: 2:46:12 PM

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MIHIR ASHOK DESAI
28 Liberty Street
19th Floor
New York, NY 10005

Fresh Air for the Eastside, Inc.

The State of New York
New York State Department of Environmental Conservation
The City of New York
Waste Management of New York, L.L.C.

Total Fees Paid: \$0.00

Employee: CW

State of New York

MONROE COUNTY CLERK'S OFFICE
WARNING – THIS SHEET CONSTITUTES THE CLERKS
ENDORSEMENT, REQUIRED BY SECTION 317-a(5) &
SECTION 319 OF THE REAL PROPERTY LAW OF THE
STATE OF NEW YORK. DO NOT DETACH OR REMOVE.

JAMIE ROMEO

MONROE COUNTY CLERK



SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF MONROE

FRESH AIR FOR THE EASTSIDE, INC.,

Plaintiff,

v.

NOTICE OF APPEAL

Index No. E2022000699

THE STATE OF NEW YORK,
NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION,
THE CITY OF NEW YORK, and
WASTE MANAGEMENT OF NEW YORK,
LLC,

Defendants.

PLEASE TAKE NOTICE that Defendants the State of New York and the New York State Department of Environmental Conservation (together, the “State”) hereby appeal to the Appellate Division of the Supreme Court, Fourth Judicial Department, from the Amended Decision and Order of the Supreme Court of the State of New York (Hon. John J. Ark, J.S.C.), dated and filed by the Office of the Monroe County Clerk on December 21, 2022 (NYSCEF Doc. No. 85), and from each and every part thereof.

A true and correct copy of the Amended Decision and Order served together with its Notice of Entry (NYSCEF Doc. No. 87), is attached as Exhibit A.

Dated: January 23, 2023

NEW YORK STATE OFFICE
OF THE ATTORNEY GENERAL

/s/ Mihir A. Desai

Mihir A. Desai
Assistant Attorney General
28 Liberty Street
New York, New York 10005
Telephone: (212) 416-8478
mihir.desai@ag.ny.gov

*Attorney for Defendants
The State of New York and
New York State Department of
Environmental Conservation*

Copy to: All Counsel of Record (via NYSCEF)