

STATE OF NEW YORK
SUPREME COURT NEW YORK COUNTY

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In the Matter of

DEVELOP DON'T DESTROY (BROOKLYN), INC.,
COUNCIL OF BROOKLYN NEIGHBORHOODS, INC.,
ATLANTIC AVENUE BETTERMENT ASSOCIATION,
INC., BROOKLYN BEARS COMMUNITY GARDENS,
INC., BROOKLYN VISION FOUNDATION, INC.,
CARLTON AVENUE ASSOCIATION, INC.,
CENTRAL BROOKLYN INDEPENDENT DEMOCRATS,
by its President Lucy Koteen, CROWN HEIGHTS NORTH
ASSOCIATION, INC., DEAN STREET BLOCK
ASSOCIATION, INC., DEMOCRACY FOR NEW YORK
CITY, EAST PACIFIC BLOCK ASSOCIATION, INC.,
FORT GREENE ASSOCIATION, INC., FRIENDS AND
RESIDENTS OF GREATER GOWANUS, PARK
SLOPE NEIGHBORS, INC., PROSPECT HEIGHTS
ACTION COALITION, by its President Patricia Hagan,
PROSPECT PLACE OF BROOKLYN BLOCK
ASSOCIATION, INC., SOCIETY FOR CLINTON HILL,
INC., SOUTH OXFORD STREET BLOCK ASSOCIATION,
AND SOUTH PORTLAND BLOCK ASSOCIATION, INC.

Petitioners,

For a Judgment Pursuant to Article 78 of the
Civil Practice Law and Rules,

- against -

EMPIRE STATE DEVELOPMENT CORPORATION,
FOREST CITY RATNER COMPANIES, LLC,

Respondents.

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PLEASE TAKE NOTICE, that upon the annexed Motion to Reargue/Renew; the accompanying
affirmation of Jeffrey S. Baker, Esq.; the accompanying exhibits; and upon all prior papers, briefs, and

**NOTICE OF MOTION TO
REARGUE/RENEW PETITION**

ORAL ARGUMENT REQUESTED

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proceedings heretofore had herein, the undersigned will move this Court at Courtroom 130, 60 Centre Street, New York, New York, on the 29th day of April, 2010, at 9:30 a.m., or as soon thereafter as counsel may be heard, pursuant to Civil Practice Law and Rule §2221[d] and [e], for an order:

1. Granting this motion to reargue Petitioner's Petition to this Court based upon matters of fact and/or law that were overlooked and/or misapprehended by the Court; and
2. Granting this motion to renew Petitioner's Petition based upon new facts not offered in the Petition that were later revealed after this Court's March 10, 2010 Decision/Order which denied the Petition; and
3. Granting such other relief as the Court may deem appropriate.

The grounds upon which reargument/renewal is requested are set forth in detail in Petitioners' accompanying Motion.

Dated: April 7, 2010

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