

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION THIRD DEPARTMENT

In the Matter of the Application of

RIVENDELL WINERY, LLC and SUSAN L. WINE,

NOTICE OF MOTION

Petitioners-Appellants,

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

- against -

ULSTER COUNTY
INDEX NO.: 08-275

LINDA DONOVAN, GAIL CHRISTMAN,
PATRICIA SCHWARTZ, JEFFREY CLOCK
and ROBERT HUGHES, INDIVIDUALLY
AND AS MEMBERS OF THE ZONING
BOARD OF APPEALS OF THE TOWN OF
NEW PALTZ, THE ZONING BOARD OF
APPEALS OF THE TOWN OF NEW PALTZ
and THOMAS WIACEK, BUILDING
INSPECTOR, TOWN OF NEW PALTZ,

Respondents-Respondents.

-and-

KEVIN C. HARP and JOSEPH E. O'CONNOR

Intervenors-Respondents

Motion By: Susan L. Wine
Petitioner-Appellant Pro-se
507 Albany Post Road
New Paltz, NY 12561
Telephone: (917) 626-5535

Motion Returnable: Date: November 16, 2009
Time: 10:00 a.m.

Place: State of New York
Supreme Court, Appellate Division
Third Judicial Department
Empire State Plaza
Robert Abrams Building for Law and Justice
State Street, Room 511
Albany, New York 12223

Upon submission. Oral argument is not requested nor permitted.

Supporting Papers: The affidavit of Susan L. Wine, sworn to the 29th day of October 2009, together with the exhibits annexed thereto and made a part thereof and all the pleadings previously served.

Relief Demanded: An order granting petitioners-appellants motion to renew; an order granting an extension of time in which to perfect petitioners-appellants' appeal pursuant to 22 NYCRR § 800.12; and an order settling the proposed record.

Answering Affidavits: Demand is made that answering papers, if any, be served on or before the Friday preceding the motion return date pursuant to 22 NYCRR § 800.2(a).

Dated: October 29, 2009

SUSAN L. WINE
PETITIONER–APPELLANT PRO-SE
507 ALBANY POST ROAD
NEW PALTZ, NY 12561
Telephone: (917) 626-5535

TO: State of New York
Supreme Court, Appellate Division
Third Judicial Department
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Albany, New York 12223

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