



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

ANDREW M. CUOMO
ATTORNEY GENERAL

DIVISION OF SOCIAL JUSTICE
ENVIRONMENTAL PROTECTION BUREAU

February 26, 2009

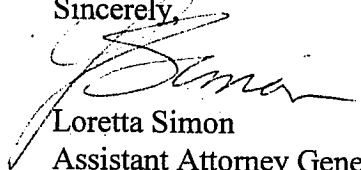
Michael J. Novack, Clerk
Supreme Court Appellate Division,
Third Department
Capitol Station
Albany, New York 12224

Re: Lewis Family Farm, Inc. v. APA, Index No. 498-07 (Case No. 1)
AD Docket No. 504696
Lewis Family Farm, Inc. v. NYSAPA, Index No. 315-08 (Case No.2)
AD Docket No. 504626
APA v. Lewis Family Farm, Inc. et al., Index No. 332-08 (Case No.3)

Dear Mr. Novack,

I am writing in response to the notice of motion of the New York Farm Bureau Inc., dated February 13, 2009, requesting permission to submit an amicus curiae brief in the above-captioned appeals. The Adirondack Park Agency ("APA") has no objection to the Farm Bureau filing an amicus curiae brief in these matters, nor does it object to their request for oral argument so long as the APA time for oral argument is equal to the combined time of Lewis Family Farm and the Farm Bureau.

Sincerely,


Loretta Simon
Assistant Attorney General
(518) 402-2724

cc ✓ John J. Privitera, Esq.
✓ Jacob F. Lamme, Esq.
Cynthia Feathers, Esq.