

STATE OF NEW YORK  
SUPREME COURT                      SCHOHARIE COUNTY

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BLISS SOLAR 1, LLC,

Petitioner,

-against-

**NOTICE OF  
VERIFIED  
PETITION**

TOWN OF SCHOHARIE TOWN BOARD

Index No.

\_\_\_\_\_  
RJI No.

Respondent.

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TO THE ABOVE NAMED RESPONDENTS:

**PLEASE TAKE NOTICE** that upon the annexed Article 78 Verified Petition, of the Petitioner, duly verified on June 11, 2021 and upon all exhibits annexed to the aforesaid papers, an application will be made to this Court at an All Purpose Term thereof, to be held in and for the County of Schoharie, at the Schoharie County Supreme Court, 290 Main Street, Schoharie, New York 12157 on July 12, 2021, at 9:30 A.M. noon of that day, or as soon thereafter as counsel can be heard for an order and judgment of this Court as follows:

(1) declaring that Respondent's denial of Petitioner's Special Use Permit Application for the installation of a solar energy facility in the Town of Schoharie is arbitrary and capricious and unsupported by substantial evidence in the Record,

(2) annulling and vacating Respondent's said denial decision,

(3) granting Petitioner mandamus relief and, in turn, ordering Respondent to grant Petitioner's Special Use Permit Application, and

(4) awarding Petitioner's attorney's fees and the costs and disbursements of this action, and such other and further relief as this Court deems just and proper.


**PLEASE TAKE FURTHER NOTICE** that Verified Answers, if any, must be served at least five (5) days before the return date herein and must be filed with the Clerk along with a certified transcript of the record of the proceedings under consideration.

Pursuant to Civil Practice Law and Rules §506, Schoharie County is designated as the venue of this proceeding on the basis that it is the County in which the Respondents, a municipal body and officers, are located and engaged in the conduct that is the subject of the Verified Petition and in which the real property affected by the Respondents' conduct is located.

DATED: June 11, 2021

**THE MURRAY LAW FIRM, PLLC**

By:



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Jacqueline Phillips Murray, Esq.

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