

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ALBANY

In the Matter of the Application of

CITIZEN ACTION OF NEW YORK, PEOPLE
UNITED FOR SUSTAINABLE HOUSING BUFFALO,
SIERRA CLUB, and WE ACT FOR
ENVIRONMENTAL JUSTICE

Petitioners-Plaintiffs,

NOTICE OF APPEAL

For a Judgment Under Article 78 of the Civil Practice
Law and Rules and Declaratory Judgment,

Index No. 903160-25

-against-

NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION,

Respondent-Defendant.

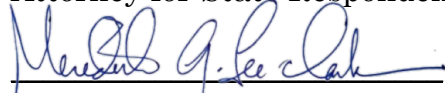
PLEASE TAKE NOTICE that respondent-defendant New York State Department of Environmental Conservation, by its attorney, Letitia James, Attorney General of the State of New York, hereby appeals to the Appellate Division of the Supreme Court of the State of New York, Third Judicial Department, from the Order and Judgment, denominated Decision and Order, of the Honorable Julian D. Schreibman, dated October 24, 2025, entered October 27, 2025 (NY St Cts Elec Filing [NYSCEF] Doc No. 93, order & judgment), and served with notice of entry (NYSCEF Doc No. 94, notice of entry) on opposing counsel on October 27, 2025, and this appeal is taken from each and every part of said Order and Judgment, as well as from the whole thereof, on the ground that it erroneously applied the law and facts. The Notice

of Entry and the Order and Judgment, denominated Decision and Order, are attached
as Exhibit A.

Dated: November 25, 2025

LETITIA JAMES
Attorney General
State of New York
Attorney for State Respondents

By:


MEREDITH G. LEE-CLARK
Assistant Attorney General
Office of the Attorney General

cc: All counsel
Via NYSCEF