



September 4, 2012

Board of Hudson River-Black River Regulating District
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FAX (518) 432-2485

Mark Schachner, Esq.
Miller Mannix, Schachner & Hafner, LLC
451 Glen Street, P.O. Box 765
Glens Falls, New York 12801

Re: Five Counties' Request for Adjournment
Apportionment Grievance Hearing

Mr. Schachner,

The Regulating District has received your August 27, 2012 letter requesting a postponement of the apportionment grievance hearing. The request notes that the Five Counties' principal consultant will be observing the Jewish holiday on the meeting's originally scheduled date. The Five Counties also request an extension of time in which to review the state-owned land and infrastructure at issue and the materials generated by the Regulating District concerning the proposed apportionment.

As your letter observes, the scheduled meeting's conflict with the day of observance was purely unintentional. We apologize for the oversight and will move the meeting date to avoid a conflict with the holiday. However, the lengthy adjournment of the apportionment grievance hearing which you request cannot be granted. As you are surely aware, the Five Counties' prolonged challenge to the Regulating District's Apportionment continues to cause significant hardship to several school districts and municipalities dependent on the Regulating District's payment of assessments upon its facilities. Absent interim partial payments sufficient to satisfy existing outstanding judgments and bills which will soon become due, the Regulating District must not allow unwarranted delay. Regulating District staff is available at the Five Counties' convenience to help relevant County staff/consultants should they be having difficulty understanding the data and calculations upon which the Apportionment is based.

The Regulating District Board Chair has asked staff to reschedule the Board Meeting/Grievance Hearing to Friday, September 21, 2012 at 10:00am. The meeting will take place at the Warren County Municipal Center, 1340 State Rt. 9, conference room 6-103, Lake George, New York 12845.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert Leslie', written over a horizontal line.

Robert Leslie
General Counsel
Hudson River – Black River Regulating District