

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NASSAU

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In the Matter of the Application of :  
:  
: Date Purchased :  
FELIX PROCACCI, : November 28, 2018  
:  
PETITIONER, : Index No. :  
:  
:  
: NOTICE OF PETITION  
:  
-against- :  
:  
:  
TOWN OF HEMPSTEAD, :  
:  
RESPONDENT. :  
:  
:  
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To the above named Respondent, PLEASE TAKE NOTICE  
that upon the verified petition of FELIX PROCACCI, sworn to on  
November 26, 2018, and upon the exhibits 1 through 10 attached  
to the petition, and the Petitioner will request this Court at  
9:30am on January 9, 2019 at the Courthouse, 100 Supreme Court  
Drive, Mineola, New York, in IAS Term Part \_\_\_\_\_, for a  
Judgment, pursuant to Civil Practice Law and Rule compelling the  
Respondent TOWN OF HEMPSTEAD to rescind the Town's Building Zone  
Ordinance, § 336G(3) of Article XXXIII because this provision  
conflicts with New York State General Business Law, New York