

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

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In the Matter of the Application of :

:

FELIX PROCACCI, : Date Purchased :

: November ___, 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 ___, 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

State Zoning Law, Hempstead Town Zoning Law, the United States Constitution, and the Constitution of the State of New York.

PLEASE TAKE FURTHER NOTICE that, Pursuant to CPLR 7804(c) an answer and any supporting papers must be served on the undersigned no later than five (5) days before the return date set forth above.

DATED: Nassau County, New York.

November ____, 2018

Respectfully submitted,

Felix Procacci
Pro Se
1165 Barnes Street
Franklin Square, New York 11010

To :

TOWN OF HEMPSTEAD
One Washington Street
Hempstead, New York 11550