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SUPREME COURT-STATE OF NEW YORK
IAS PART-ORANGE COUNTY

Present: HON. LAWRENCE IVAN HOROWITZ, J.S.C.

SUPREME COURT : ORANGE COUNTY

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In the Matter of the Application of
THE GREENS AT WOODBURY, LLC,

Petitioner,

-against-

To commence the statutory time period for appeals as of right (CPLR 5513 [a]), you are advised to serve a copy of this order, with notice of entry, upon all parties.

MICHELLE CHENEY DONALDSON, as
Commissioner of the New York State
Division of Human Rights, and
VANESSA GREEN,

Respondents.

Index No. 7426/2006
Motion Date: Oct. 10, 2006

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The following papers numbered 1 to 5 were read on this proceeding pursuant to CPLR Article 78 to review a determination by respondent Donaldson, dated August 11, 2006, which found petitioner guilty of violations of the Human Rights Law and imposed a monetary sanction payable to respondent Vanessa Green:

Notice of Petition-Petition-Exhibits A-E.....1-3
Answer-Exhibit.....4-5

Upon the foregoing papers it is ORDERED that the petition is granted on consent to the extent that the determination is annulled and the matter is remitted to respondent Donaldson for a new determination.

The determination was made after a hearing at which petitioner was not present. It appears that petitioner's absence was due to the fact that it believed it had settled the matter with respondent Green. In any event, respondent consents to annul the determination.

The foregoing constitutes the decision, order and judgment of
the court.

Dated: April 11, 2007
Goshen, New York

E N T E R


HON. LAWRENCE IVAN HOROWITZ, J.S.C.

TO: JOSEPH J. HASPEL, PLLC
Attorneys for Petitioner
40 Matthews Street, Suite 201
Goshen, New York 10924

GINA M. LOPEZ SUMMA, ESQ.
State Division of Human Rights
One Fordham Plaza, 4th Floor
Bronx, New York 10458