

SUPREME COURT OF THE STATE OF NEW YORK  
**Appellate Division, Fourth Judicial Department**

**MOTION NO. 681/21**

**OP 20-01405**

PRESENT: WHALEN, P.J., SMITH, LINDLEY, TROUTMAN, AND WINSLOW, JJ.

---

IN THE MATTER OF COALITION OF CONCERNED CITIZENS AND  
DENNIS GAFFIN, AS ITS PRESIDENT, PETITIONERS,

V

NEW YORK STATE BOARD ON ELECTRIC GENERATION SITING AND THE  
ENVIRONMENT AND ALLE-CATT WIND ENERGY, LLC, RESPONDENTS.  
(PROCEEDING NO. 1.)

---

Petitioners having moved for reargument of or, in the  
alternative, leave to appeal to the Court of Appeals from the  
order of this Court entered November 12, 2021,

Now, upon reading and filing the papers with respect to the  
motion, and due deliberation having been had thereon,

It is hereby ORDERED that the motion is denied.

Entered: January 28, 2022

Ann Dillon Flynn  
Clerk of the Court

**Supreme Court**  
**APPELLATE DIVISION**  
**Fourth Judicial Department**  
**Clerk's Office, Rochester, N.Y.**



*I, ANN DILLON FLYNN, Clerk of the Appellate Division of the Supreme Court in the Fourth Judicial Department, do hereby certify that this is a true copy of the original document, now on file in this office.*



***IN WITNESS HEREOF***, I have hereunto set my  
hand and affixed the seal of said Court at the City  
of Rochester, New York, this **JAN 28 2022**

*Ann Dillon Flynn*  
\_\_\_\_\_  
**Clerk**