

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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GREENS AT CHESTER LLC,

Plaintiff,

PEOPLE OF THE STATE OF NEW YORK by  
LETITIA JAMES, ATTORNEY GENERAL OF  
THE STATE OF NEW YORK,

Plaintiff-Intervenor,

-against-

TOWN OF CHESTER, JAMES M. FARR,  
individually and as Building Inspector of the Town  
of Chester, ROBERT VALENTINE, individually  
and as Supervisor of the Town of Chester,  
ALEXANDER J. JAMIESON, as former Supervisor  
of the Town of Chester, STEVEN M. NEUHAUS,  
individually and as County Executive of the County  
of Orange, and THE COUNTY OF ORANGE,

Defendants.  
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Docket No.: 19-cv-06770(PMH)

**So-Ordered**  
**Stipulation of Discontinuance**

WHEREAS, on January \_\_\_, 2021, the Court issued and So-Ordered a Consent Decree (the “Consent Decree”) entered into by Plaintiff Greens at Chester LLC (“Plaintiff”) and Defendants Town of Chester, James M. Farr, Robert Valentine, and Alexander J. Jamieson (collectively the “Town Defendants”; together with Plaintiff, the “Parties”), a copy of which is attached hereto as Exhibit A, which provided, *inter alia*, for this Court’s retention of jurisdiction over the Parties and the terms and provisions of the Consent Decree for enforcement purposes as more particularly set forth in the Consent Decree; and

WHEREAS, the Consent Decree expressly provided that the terms and provisions thereof would survive the dismissal of this action (the “Action”) by Plaintiff against the Town Defendants.

NOW, THEREFORE, in consideration of the sum of ten dollars and other good and valuable consideration exchanged by each party, one to the other, both Plaintiff and the Town Defendants jointly stipulate and agree as follows:

1. Each “WHEREAS” provision recited hereinabove is deemed incorporated by reference as if set forth at length and verbatim herein.

2. In and by this So-Ordered Stipulation of Discontinuance (the “Stipulation”) the Action, as commenced by Plaintiff against the Town Defendants, shall be and hereby is dismissed with prejudice, but without prejudice to this Court’s retention of jurisdiction over the Parties and the Consent Decree for enforcement purposes (including through contempt, monetary damages, and attorneys’ fees) and the preservation of the integrity of the Court’s power of enforcement of its orders.

3. The dismissal of this Action with prejudice as against the Town Defendants is without prejudice to those provisions of the Consent Decree which provide under the circumstances described therein for restoration of this Action as concerns the Town Defendants to the Court’s calendar to the same extent as if the Consent Decree had never been entered into.

IN WITNESS WHEREOF, Plaintiff and the Town Defendants, by their counsel, have subscribed their names below and in so doing they do further jointly request that the Court approve and So-Order this Stipulation.

Dated: White Plains, New York  
January \_\_, 2021

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By: \_\_\_\_\_  
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By: \_\_\_\_\_  
Joshua J. Grauer, Esq.

SO ORDERED:

\_\_\_\_\_  
Hon. Phillip C. Halpern, U.S.D.J.