

State of New York Court of Appeals

This memorandum is uncorrected and subject to revision before publication in the New York Reports.

No. 116
In the Matter of Clermont York
Associates, LLC,
Appellant,
v.
New York State Division of
Housing and Community Renewal,
Respondent.

Jillian N. Bittner, for appellant.
Matthew W. Grieco, for respondent.
New York Apartment Association, Inc., amicus curiae.

Order affirmed, with costs (*see Matter of 160 East 84th Street Associates LLC v New York State Division of Housing and Community Renewal*, ___NY3d ___ [Case No. 111 decided today]). The claim in this proceeding of undue delay is unpreserved. Chief Judge Wilson and Judges Rivera, Garcia, Singas, Cannataro, Troutman and Halligan concur.