

STATE OF NEW YORK  
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

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In the Matter of the Applications of

CROSSROADS VENTURES, LLC

RULING ON MOTION  
TO SUSPEND  
ADJUDICATORY HEARING

DEC Application Number  
0-9999-00096/00001, 3,  
5, 7, 9 & 10

for permits to construct and operate a  
proposed development to be known as The  
Belleayre Resort at Catskill Park.

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By motion dated September 27, 2007, and timely served on all parties to this proceeding, the Applicant seeks to suspend the adjudicatory hearing in this matter. Department Staff filed a response in support of the motion, dated October 3, 2007. No other responsive papers have been received.

Following the Interim Decision of the Deputy Commissioner, dated December 29, 2006, designating certain factual issues appropriate for further adjudication, a discovery and adjudicatory hearing schedule was provided to all parties by the undersigned on March 1, 2007. At the request of the parties, this schedule was thereafter periodically adjourned. As of August 3, 2007, the adjudicatory hearing was to commence on January 28, 2008, following certain discovery and the filing of prefiled testimony.

In support of the motion, the Applicant notes that on September 5, 2007, it and certain of the parties entered into an Agreement in Principle which proposes a modified project having, they assert, a lower environmental impact. The Applicant and the signatory parties to the Agreement acknowledge that this alternative project would require the preparation of a supplemental draft environmental impact statement and the filing of new or modified Department permit applications, all of which would be subject to full public review.

In view of the foregoing, the motion is granted, and further adjudicatory proceedings in this matter are held in abeyance, without date, pending supplementation of the administrative record as indicated above.

Dated: Albany, New York  
October 19, 2007

/s/  
Richard R. Wissler  
Administrative Law Judge

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