

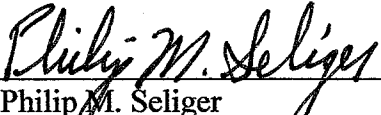
Served Upon:

Christine A. Fazio, Esq.
CARTER LEDYARD & MILBURN LLP
2 Wall Street
New York, New York 10005
Attorneys for Petitioners

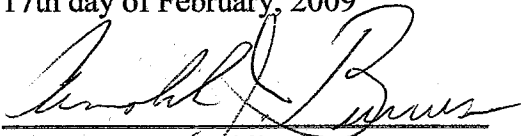
Hon. Andrew M. Cuomo, Attorney General
Aaron M. Baldwin, Asst. Attorney General
Office of the Attorney General
The Capitol
Albany, New York 12224-0341
Attorneys for Respondents

Manner of Service:

Via FedEx


Philip M. Seliger

Sworn to before this
17th day of February, 2009


Notary Public

ARNOLD J. BURRUS
Notary Public, State of New York
No. 41-4720413
Qualified in Queens County
Certificate Filed in New York County
Commission Expires March 30, 20 10

Index No. 10296/2008

Justice Assigned:

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ALBANY**

PORT OF OSWEGO AUTHORITY, et al.

Petitioners-Plaintiffs,

For a Judgment Pursuant to CPLR Article 78 And for
Declaratory Relief Pursuant to CPLR § 3001

-against-

PETE GRANNIS, et al. ,

Respondents-Defendants.

AFFIDAVIT OF SERVICE

**K&L GATES LLP
599 Lexington Avenue
New York, New York 10022-6030
(212) 536-3900**

Attorneys for Proposed Intervenor-
Petitioner Lake Carriers' Association