



Davidoff Malito & Hutcher LLP

***Helping Businesses Overcome Their Challenges
From Wall Street to State Street***

Volume 1, Issue 8

October 2010 Edition

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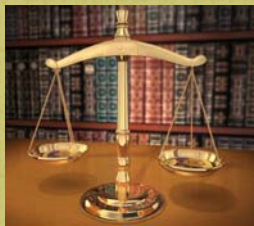
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Our Offices



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**Welcome to Davidoff Malito & Hutcher LLP's October
2010 e-newsletter.**

New York City Land Use Seminar

Howard Weiss, a member of the firm, will be co-chairing a New York City Land Use Seminar. The seminar will discuss recent developments in New York City zoning, land use, and building controls. The faculty for this seminar are highly credentialed government land use officials and private practitioners, most of whom had served in the land use arena in New York City government. The seminar is being organized by Law Seminars International for attorneys, architects, planners and real estate professionals.

To view the seminar information and agenda, please [click here](#).

Date: Monday, November 8, 2010

Location: Hilton Times Square Hotel, New York, NY

Time: 8:00 am

To RSVP and For Further Information call (516) 247-4436

And the Show Goes On

When Peconic Bay Winery requested approval to stage the NOFO

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Long Island


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f: 516.248.6422

Washington D.C.

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 hand shake

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About Us

Davidoff Malito & Hutcher LLP is a full service law firm offering the scope of services of a large firm, as well as the personal service of a small firm. We pride ourselves in attention to detail, and assisting our clients in solving their problems.

Rock and Folk Festival, the Town of Southold issued the requested permits. The scheduled concert anticipated 2 days of music- including Ritchie Havens, Mountain, and others- and thousands of people to attend. Shortly before the festival, the Town attempted to change the Winery's permit to limit the hours and attendance. The Winery represented by **Michael Zapson** went to Court to have the so-called "new permit" declared void. The Judge immediately set the matter down for a hearing which took place during the course of a full day, only 2 days before the concert was scheduled to take place. At the end of the hearing the Judge rendered all the relief sought by the winery and the show went on as planned.

DM&H and the Legislative Agenda

At the 2010 Regular Session of the New York State Legislature, our efforts regarding the adoption of, or defense against, bills comprising the legislative agenda for our clients were highly successful:

The transfer of ownership of several parks from Nassau County to the Town of North Hempstead was signed into law as Chapter 281 of the Laws of 2010. This will streamline the efficient operation of these parks to the benefit of the people of North Hempstead.

The National Kidney Foundation of Northeast New York, for which our firm does pro bono work regularly, assisted in getting two critical bills signed into law. The first, Chapter 457 of the Laws of 2010, provides coverage for "out of network dialysis treatment" for individuals whose insurance policies do not currently provide for such coverage. The second, Chapter 161 of the Laws of 2010, provides for the use of an electronic signature to make an anatomical gift, which will enhance the process and ease of organ donations.

We successfully negotiated legislation, Chapter 280 of the Laws of 2010, seeking to ban the use of BPA in containers utilized for providing formula to infants, through a series of eight amendments designed to ensure the availability of contaminate free infant formula.

Legislation was also signed into Law as Chapter 151 of the Laws of 2010 to provide for the reinstatement of Article 25 of the Arts & Cultural Affairs Law to end any disruption in the ticket sale and resale marketplace caused by the sunset of Article 25.

Landmark legislation providing for amendments to the Racing, Pari-Mutual Wagering and Breeding law was signed into law as Chapter 473 of the Laws of 2010. These amendments, which languished for years due to legislative and administrative obstacles, were passed through our efforts to enhance the breeding of thoroughbreds in New York State.

Legislation which would have eliminated the business of small hotel/hostel operations in the City of New York was stopped by us after we crafted an agreement between Governor Paterson and Mayor Bloomberg. This brought about a nine-month hiatus during which all sides involved attempted to reach an agreement on the chapter amendment.

Congratulations to our great legislative staff: **Peter Crouse, John Kiernan, Steve Malito** and for the important contributions of **Sean Crowley**.

Click [HERE](#) to Visit
Our Website

Attorney Recognition

Two of our attorneys are named as two of Long Island's Top Legal Eagles of 2010 by area of practice. **Robert Malito** is listed under "Special Government Relations"; and **Stuart Perlmutter** is listed under "Securities".

To view the article, [click here](#).

On behalf of our attorneys and staff, we would like to thank you for being a subscriber to our newsletter.

Davidoff Malito & Hutcher LLP

If you would like to stop receiving our emails, please click below on the "safeunsubscribe" for instant removal.

The purpose of this alert is to inform our clients and friends of recent developments in the law. It is not intended nor should it be used as a substitute for specific legal advice or opinions, as legal counsel may only be given in response to inquiries regarding particular factual situations.