



**LEGAL STRATEGIES FOR LANDMARKS:
DEFENDING ARCHITECTURE, NEIGHBORHOODS AND THE PUBLIC INTEREST
IN THE DEVELOPMENT-DRIVEN CITY¹**

SULLIVAN & CROMWELL LLP
125 BROAD STREET

Wednesday, May 19, 2009
6-8:15pm

- 6:00 – 6:15** *Registration*
- 6:15 – 6:20** *Welcome and Opening Remarks*
Fred Rich, Esq. – Partner, Sullivan & Cromwell LLP
- 6:20 – 6:35** *A Century of Progress: The Creation and Application of the
New York City Landmarks Law*
Anthony Wood, MA – Founder & Chair, New York Preservation Archive Project
- 6:35 – 6:50** *The Constitutional Principles of Landmarks Law*
Gabriel North Seymour, Esq. – Public Interest Litigator
- 6:50 – 7:15** *Fighting Inappropriate and Out-of-Scale Development: Legal Case Studies
Demonstrating the Role of Administrative Law in Landmark Preservation*
David Rosenberg, Esq. – Partner, Marcus Rosenberg & Diamond LLP
- 7:15 – 7:40** *Bringing the Landmarks Commission to Account*
Whitney North Seymour, Jr., Esq. – Retired Partner, Simpson Thacher & Bartlett LLP
- 7:40 – 7:55** *Why We Fight, How We Fight!*
Kate Wood, MS – Executive Director, Landmark West!
- 7:55 – 8:15** *Discussion, Questions and Answers*
Panel

(over, please)

¹ **This course is eligible for 2.0 CLE credits** in professional practice and provides both New York and California transitional/non-transitional credit to all attorneys. CLE certificates will be sent to you via email. **Please ensure that Landmark West! staff has your accurate contact information.**

Resources: Historic Preservation and Landmarks:

Chapter 3 of the NY Administrative Code creating the NYC Landmarks Preservation Commission <http://public.leginfo.state.ny.us/frmload.cgi?MENU-11574909>. Click on “Laws of NY” and search for “landmark.”

Article 78 of Civil Practice Law and Rules, which allows aggrieved persons to bring an action against a government body or officer and review of state and local administrative proceedings in court. <http://public.leginfo.state.ny.us/menuegetf.cgi> Click on “Laws of NY” and search for [Civil Practice Law and Rules Article 78](#)

In the Matter of an Article 78 proceeding: Citizens Emergency Committee to Preserve Preservation, Petitioner v. Robert B. Tierney, Chair of the New York City Landmarks Preservation Commission, and Kate Daly, Executive Director of the New York City Landmarks Preservation Commission, Respondents
<http://www.landmarkwest.org/advocacy/cecpp/CECPP%20RFE%20Mandamus%20Petition.pdf>

Hon. Marilyn Shaffer, Supreme Court of the State of New York, ruling on CECPP v. Tierney
<http://www.landmarkwest.org/advocacy/cecpp/CECPP%20RFE%20Mandamus%20decision%2011.21.08.pdf>

Freedom of Information Law (FOIL) Public Officers Law, article 6, sections 84-90.

Landmarks Preservation Commission. “Rules.” Title 63 of Rules of the City of New York. <http://www.nyc.gov/html/lpc/downloads/pdf/pubs/rules.pdf>.

“Improving the Landmarks Process.” Editorial. *New York Times*, December 6, 2008.

Pogrebin, Robin. [“Houses of Worship Choosing to Avoid Landmark Status.”](#) *New York Times*, December 1, 2008.

Pogrebin, Robin. “Preservation and Development, Engaged in a Delicate Dance.” *New York Times*, December 2, 2008.

Pogrebin, Robin. “Preservationists See Bulldozers Charging Through a Loophole.” *New York Times*, November 29, 2008.

Pogrebin, Robin. “Preserving the City: An Opaque and Lengthy Road to Landmark Status.” *New York Times*, November 26, 2008.

Wood, Anthony. *Preserving New York: Winning the Right to Protect A City’s Landmark*. New York: Routledge, 2007.