

At an IAS Term of the Supreme Court of the State of New York, held for the County of Dutchess, at 10 Market Street, Poughkeepsie, New York on the _____ day of _____, 2026

PRESENT: Hon. James V. Brands, J.H.O.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF DUTCHESS

-----X

In the Matter of the Application of
SLATE QUARRY ROAD LLC

Petitioner,

- against -

TOWN OF CLINTON, a Municipal Corporation, its
ASSESSOR and its BOARD OF ASSESSMENT REVIEW,
Respondents.

For a Review under Article 7 of the Real Property Tax
Law of the State of New York.

-----X

CONSENT JUDGMENT

Index Nos. 2024-53399
2025-54259

Petitioner having heretofore served and filed the Notice of Petition and Petition to review assessments made by the Town for the assessment years 2024 and 2025 upon certain real property located in the Town of Clinton, Dutchess County, New York, and designated as Tax Grid No. 132400-6369-00-525596-0000 (418 Mountain View Road) and Tax Grid No. 132400-6369-00-520662-0000 (428 Mountain View Road) on the tax maps and assessment rolls of the Town of Clinton; and

The issues of these proceedings having duly come before an IAS Term of this Court, and the Petitioner having appeared by Kyle W. Barnett, Esq., of Van DeWater & Van DeWater, LLP, and the Respondents having appeared by Shane J. Egan, Esq. of Cappillino, Rothschild & Egan, LLP, for the Town of Clinton and the parties having agreed to a settlement of these proceedings, it is

ORDERED, ADJUDGED and DETERMINED that the petition challenging the assessments of 132400-6369-00-525596-0000 (418 Mountain View Road) on the tax map and assessment rolls of the Town of Clinton for the assessment years 2024 and 2025 are hereby reduced, corrected and fixed for the assessment rolls as follows:

YEAR	TOTAL AV	CORRECTED AV	REDUCTION
2024	\$4,471,000	\$4,091,000	\$380,000
2025	\$4,091,000	\$4,091,000	\$0.00

ORDERED, ADJUDGED and DETERMINED that the petition challenging the assessments of 132400-6369-00-520662-0000 (428 Mountain View Road) on the tax map and assessment rolls of the

Town of Clinton for the assessment years 2024 and 2025 are hereby reduced, corrected and fixed for the assessment rolls as follows:

YEAR	TOTAL AV	CORRECTED AV	REDUCTION
2024	\$742,600	\$645,000	\$97,600
2025	\$787,000	\$675,000	\$112,000

ORDERED, ADJUDGED and DETERMINED that the petition challenging the assessment of 132400-6369-00-622610-0000 (Slate Quarry Rd) on the tax map and assessment roll of the Town of Clinton for the assessment year 2024 is hereby reduced, corrected and fixed for the assessment roll as follows:

YEAR	TOTAL AV	CORRECTED AV	REDUCTION
2024	\$226,700	\$226,700	\$0.00

and, it is further

ORDERED, ADJUDGED AND DECREED, that the officer or officers having custody of the aforesaid assessment rolls and the tax rolls of the Town of Clinton shall make or cause to be made upon the proper books and records of said Town the entries, changes and corrections necessary to conform said assessments to such corrected and reduced valuations; and it is further

ORDERED, ADJUDGED AND DETERMINED, that there shall be audited, allowed and paid to the petitioner by the Town of Clinton or County of Dutchess the amounts, if any, paid as Town and Town Special District taxes against the original assessments in excess of what said taxes would have been if said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York, provided, however, if said refund is paid by the County of Dutchess within sixty (60) days of service upon the County of a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADJUDGED and DETERMINED, that there shall be audited, allowed and paid to the petitioner by the County of Dutchess the amounts, if any, paid as County and County Special District taxes against the original assessments in excess of what said taxes would have been if said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York, provided, however, if said refund is paid by the County of Dutchess within sixty (60) days of service upon the County of a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADUDGED and DETERMINED that there shall be audited, allowed and paid to the Petitioner by the Rhinebeck Central School District the amounts, if any, paid as School District taxes against the original assessments in excess of what said taxes would have been if said assessments had been made as determined herein together with interest as provided by the respective laws of the State of New York, provided, however, if said refund is paid by the Rhinebeck Central School District within sixty (60) days of service upon the School District of a copy of this Order together with a Demand for Payment said refund shall be paid without interest; and it is further

ORDERED, ADJUDGED and DETERMINED that the refunds hereinabove directed to be paid shall be paid by check payable to the order of VanDeWater & VanDeWater, LLP, as attorneys for Petitioner, who are to hold the proceeds as trust funds for appropriate distribution, and who are to remain subject to the further jurisdiction of this Court in regard to their attorneys' lien, pursuant to Judiciary Law §475, and it is further

ORDERED, ADJUDGED and DETERMINED that to the extent any taxes or assessments are unpaid and have already been billed for the Town, School, County and special districts in accordance with the original assessed valuations, the officer or officers having custody of the assessment rolls and/or the tax rolls shall forward to the petitioner a new bill or bills, taxing said petitioner on the basis of the final total assessed valuation as stipulated herein, and it is further

ORDERED, ADJUDGED and DETERMINED that this Order and Judgment hereby constitutes and represents full settlement of the tax review proceedings herein, and that there are no costs or disbursements awarded to, by, or against any party and that upon compliance with the terms of this Order and Judgment, the above proceedings shall be, and the same hereby are, settled and discontinued with prejudice.

Dated: Poughkeepsie, New York
_____, 2026

ENTER

HON. JAMES V. BRANDS, J.S.C.

Signing and Entry of the within Order is hereby
Consented to:

VAN DEWATER & VAN DEWATER, LLP

BY: _____


KYLE W. BARNETT, ESQ.

Attorneys for Petitioner

85 Civic Center Plaza, Suite 101

Poughkeepsie, New York 12601

Phone: (845) 452-5900

CAPPILLINO, ROTHSCHILD & EGAN, LLP

BY: _____

SHANE J. EGAN, ESQ.
Attorneys for Respondent
Seven Broad Street, P.O. Box 390
Pawling, New York 12564
Phone: (845) 855-5444