

**STATE OF NEW YORK
SUPREME COURT**

COUNTY OF ALBANY

In the Matter of Access to and Inspection of the Premises of: : **Index No. 9865-07**
:
:
Steven and Barbara Smith : **RESPONDENTS' NOTICE OF**
d/b/a Meadowsweet Yogurt : **SUPPLEMENTATION TO**
Meadowsweet Dairy, LLC : **ITS MOTION TO QUASH**
:
2054 Smith Road :
Lodi, New York 14860 : **Assigned Judge:**
Meadowsweet Dairy, LLC : **Hon. John C. Egan, Jr.**

Respondents hereby supplement their Motion to Quash, or in the alternative, for a *Franks/Alfinito* hearing. This supplement consists of the transcript of proceedings held before the Hearing Officer who presided over the administrative hearing held on January 17 and 18, 2008.

Respectfully submitted,

LANE, ALTON & HORST, LLC

David G. Cox (OH Sup. Ct. No. 0042724)
Two Miranova Place, Suite 500
Columbus, OH 43215-7052
Phone: 614-228-6885
Fax: 614-228-0146
dcox@lanealton.com
Counsel for Respondents

Sam C. Bonney
20 West Main Street
P.O. Box 316
Waterloo, NY 13165
Phone: 315-539-9211
Local Counsel for Respondents

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served by electronic and regular U.S. mail, postage prepaid, on February 25, 2008 to the following:

Larry Swartz
Associate Attorney
Department of Agriculture and Markets
10B Airline Drive
Albany, NY 12235
Counsel for the Department

David G. Cox (OH Sup. Ct. No. 0042724)