

LEGAL NOTICE

PLEASE TAKE NOTICE that the Upstate Empire State Development Corporation, a subsidiary of the New York State Urban Development Corporation doing business as the Empire State Development (“ESD” or the “Corporation”), pursuant to Section 16(2) of the New York State Urban Development Corporation Act (Chapter 174, Section 1, Laws of 1968, as amended) (the “Act”), has adopted a General Project Plan (the “Plan”) with respect to the Owens Brockway URB Capital Project (the “Project”), at the Directors' meeting on May 17, 2012. Copies of the Plan are available without charge to any person who shall make a request for the same at the office of the Corporation. The Corporation will file such Plan in the office of the Cayuga County Clerk at 160 Genesee Street, Auburn, New York, and in the office of the Sennett Town Clerk at 6931 Cherry Street Road, Auburn, New York. A copy of the Plan is also on file at the principal office of the Corporation, 633 Third Avenue, New York, New York 10017, and is available for inspection by the general public Monday through Friday, between the hours of 9:00 a.m. and 5:30 p.m.

The Project includes purchase and installation of upgraded machinery and equipment at 7134 County House Road, Auburn, New York. Total Project costs are expected to be approximately \$27,698,000. ESD proposes to make a \$525,000 grant to Owens Brockway Glass Container, Inc. to assist in the financing of the Project. The Project is expected to retain 230 jobs and create 30 jobs through January 2017.

PLEASE TAKE FURTHER NOTICE that, in accordance with Section 16(2) of the Act, a public hearing, open to all persons, will be held by the Corporation at the Town of Sennett Municipal Offices located at 6931 Cherry Street Road, Auburn, New York on Thursday, June 14, 2012, at 2:30 p.m., to consider the Plan.

DATED: May 17, 2012
New York, New York
New York State Urban Development Corporation

By: Eileen McEvoy, Corporate Secretary