

LEGAL NOTICE

PLEASE TAKE NOTICE that the New York State Urban Development Corporation, doing business as the Empire State Development Corporation (“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 BioBAT - New York Biotechnology Center at BAT Project (the “Project”), at the Directors' meeting on August 18, 2011. 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 Kings County Clerk at King’s County Clerk’s Office, Supreme Court Building, Rm 189, Brooklyn, New York 11201 and the New York City Clerk’s Office, Executive Office, 141 Worth Street, New York, New York 10013. 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 Grantee has requested a project scope and budget modification to downsize the redevelopment of the southern portion of Building A from 100,000 to 85,000 square feet at the Brooklyn Army Terminal by BioBAT, Inc. Total Project costs are expected to be approximately \$56,500,000. ESD approved a \$6,000,000 grant to BioBAT, Inc. to assist in the financing of the Project on November 15, 2007.

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 Brooklyn Army Terminal, 140 58th Street, Building B- Administrative Office Conference Room, Brooklyn, New York 11220 on Thursday, September 15, 2011 at 10:00 am., to consider the Plan.

DATED: September 5, 2011
New York, New York
New York State Urban Development Corporation

By: Eileen McEvoy, Corporate Secretary