

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

-----X

THE SKYSCRAPER SAFETY CAMPAIGN, INC.,
UNIFORMED FIRE OFFICERS ASSOCIATION, LOCAL
854, IAFF, AFL-CIO, CATHERINE SALLY REGENHARD,
individually and as Chairperson of the Skyscraper Safety
Campaign, MONICA GABRIELLE, individually and as
Co-Chairperson of The Skyscraper Safety Campaign,
BRUCE DE CELL, BEVERLY ECKERT, JAMES RICHES,
RITA RICHES, AILEEN A. RYAN, GERARD JEAN-
BAPTISTE, COLLEEN RYAN, DIANA L.D. STEWART,
PETER A. GADIEL, THERESA MCGOVERN, ALBERT O.
REGENHARD and WILTON A. SEKZER, individually and
as supporters of The Skyscraper Safety Campaign and as
taxpayers in jurisdictions contained within the Bi-State Pact
States of New York and New Jersey which authorized creation
of the Port Authority of New York and New Jersey, PETER
GORMAN, individually and as President of the Uniformed Fire
Officers Association, ARTHUR J. PARRINELLO, individually
and as Treasurer of the Uniformed Fire Officers Association,
TRIBECA COMMUNITY ASSOCIATION, INC., BLEECKER
AREA MERCHANTS' AND RESIDENTS' ASSOCIATION,
INC., CAROL DE SARAM, individually, and as a member of the
Tribeca Community Association and as a taxpayer, CHARLES
WOLF, individually and as a representative of the Bleeker Area
Merchants' and Residents' Association and as a taxpayer,
CHRISTOPHER SHAYS, individually, as an elected member
of the Congress of the United States representing the 4th
Congressional District of Connecticut and as a supporter of
The Skyscraper Safety Campaign, CAROLYN MALONEY,
individually, as an elected member of the Congress of the
United States representing the 14th Congressional District of
New York and as a supporter of The Skyscraper Safety Campaign,

**ATTORNEY
AFFIRMATION**

Index No. 111870
Date Purchased: 6/30/03

Petitioners,

- against -

PORT AUTHORITY OF NEW YORK AND NEW JERSEY,
JOSEPH J. SEYMOUR, in his official capacity as Executive
Director of the Port Authority of New York and New Jersey,
LOWER MANHATTAN DEVELOPMENT CORP., JOHN C.
WHITEHEAD, in his official capacity as Chairman of the

L.M.D.C., WORLD TRADE CENTER PROPERTIES, L.L.C.,
WESTFIELD WTC LLC, WESTFIELD WTC HOLDING LLC,
SILVERSTEIN PROPERTIES, INC., and MARRIOTT
HOTEL SERVICES, INC.,

Respondents.

-----X

Thomas D. Shanahan, an attorney admitted to practice before this Court, does hereby affirm the following under penalty of perjury:

1. I am an attorney for the Petitioners in this action and I am familiar with the facts and circumstances set forth herein. I submit this affirmation, along with the following, in support of Petitioners' Notice of Amended Petition, dated July, 16, 2003, and Petitioners' Verified Amended Petition, dated July 14, 2003 (attached hereto as Exhibit "A").

2. Attached hereto in support are the affidavits of:

Catherine Sally Regenhard, sworn to on July 15, 2003;

Monica Gabrielle, sworn to on July 15, 2003;

Peter Gorman, sworn to on July 16, 2003;

Charles Wolf, sworn to on July 14, 2003; and

Carol DeSaram, sworn to on July 16, 2003.

3. Petitioners also attach the following exhibits:

"A" - Verified Amended Petition, dated July 14, 2003;

"B" - NYS Attorney General Opinion, 1949 Opns. Atty.-Gen 118-121;

"C" - a true copy of the Lower Manhattan Development Corporation website;

"D" - November 1993 Memorandum of Understanding;

"E" - December 1993 Memorandum of Understanding;

“F” - February 1995 Memorandum of Understanding;
“G” - June 1995 Memorandum of Understanding;
“H” - Letter of William H. Goldstein, dated September 15, 1995;
“I” - Letter of Francis J. Lombardi, dated February 28, 2003;
“J” - Letter of Christopher Shays, dated April 29, 2003; and
“K” - Letter of Paul H. Bea, Jr., Washington Representative, Port Authority
of New York and New Jersey.

4. Petitioners also respectfully submit the Memorandum of Law in Support of Petition for Declaratory Relief, dated July 16, 2003.

5. No previous application for the relief requested herein has been made.

Dated: New York, New York
July 16, 2003

Thomas D. Shanahan
SHANAHAN & ASSOCIATES, P.C.
545 Fifth Avenue, Suite 1205
New York, New York 10017
(212) 867-1100

Anthony A. LoPresti
DAVIDSON & LoPRESTI, LLP
545 Fifth Avenue, Suite 1205
New York, New York 10017
(212) 867-1100