



Sagaponack Realty LLC et al v. The Village of Sagaponack et al

2018 | Cited 0 times | E.D. New York | September 6, 2018

Id. Id.

Id.

Id.

Id. Id.

Id. Id.

Id.

Id. Id.

Id. Id.

Id. Id.

Id.

Sagaponack Ventures, LLC v. MB Sagaponack Holdings LLC

Sagaponack Ventures LLC v. MB Sagaponack Holdings, LLC

Id.

Id. Id. sub judice Id.

Id.

Id.

Id.

Id.



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Id.

Id.

Id.

Id.

Id.

Id.

I. Motion to Dismiss Pursuant to Rule 12(b)(1)

Makarova v. United States

MacPherson v. State St. Bank & Trust Co. Reserve Solutions Inc. v. Vernaglia aff'd accord Tomaino v. United States

Cunningham v. Bank of New York Mellon, N.A. Morrison v. Nat'l Australia Bank, Ltd.

II. Motion to Dismiss Pursuant to Rule 12(b)(6)

Faber v. Metro. Life Ins. Co. Ashcroft v. Iqbal

Bell Atl. Corp. v. Twombly accord Harris v. Mills Iqbal Id.

See Twombly

Iqbal,

Id. Twombly see In re Elevator Antitrust Litig

Iqbal accord Harris

I. The Parties' Arguments

Id.

Id.



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Id. Id.

II. The Motion to Dismiss Pursuant to Rule 12(b)(1) is Granted

Chevron Corp v. Naranjo Skelly Oil Co. v. Phillips Petroleum Co. Davis v. United States see also Hanson v. Wyatt

Chevron Id.

Md. Cas. Co. v. Pacific Coal & Oil Co. accord Duane Read, Inc. v. St. Paul

Fire & Marine Ins. Co. see also Stoncor Group, Inc. v. Peerless Insurance Co.

See Md. Cas. Co.

these parties See id.

See Sagaponack Ventures LLC Sagaponack

Neroni v. Zayas Nat'l Org. for Marriage v. Walsh

Nat'l Org. Thomas v. Union Carbide Agric. Prods. Co.

William County Regional Planning Comm'n v. Hamilton Bank Kurtz v. Verizon New York, Inc.

William County

Id. Dougherty v. Town of N. Hempstead Bd. of Zoning Appeals Kurtz Dougherty v. Town of N. Hempstead Bd. of Zoning Appeals see also Fernandes v. Moran

24 Franklin Ave. R.E. Corp. v. Heaship S&R Dev. Estates, LLC v. Bass

24 Franklin Ave Murphy v. New Milford Zoning Comm'n

William County

Fernandes Viteritti v. Inv. Vill. of Bayville

III. The Motion to Dismiss Plaintiffs' Disparate Treatment Pursuant to Rule 12(b)(6) is

Granted



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Miner v. Clinton County, N.Y. Bizzaro v. Miranda

Mandell v. Cty. of Suffolk Graham v. Long Island R.R. see also Johnson v. New York Univ.

Amed v. Vill. of Old Brookville Ruston v. Town Bd. for Town of Skaneateles

see also Manbeck v. Micka See, e.g.

IV. Proposed Intervenor Defendants' Motion to Intervene and Dismiss is Denied

