

## TOWN OF BROOKHAVEN

New York

### ***ASPEN CREEK ESTATES INC. vs. TOWN OF BROOKHAVEN ET.AL.***

On behalf of the Town of Brookhaven F&A was retained by its insurance company to provide expert testimony in a lawsuit filed in Federal District Court by a developer who claimed the Town purposely delayed approvals for a residential subdivision in an effort to employ eminent domain to preserve farmland and devalue the property. Based upon his professional experience and similar applications before Brookhaven boards, F&A's principal testified before the Court that the approvals process was not inordinately delayed and that the purported taking was a legitimate vehicle to preserve farmland in the Manorville section of the Town. Both parties agreed to third party mediation in 2011 and the matter was settled for a mutually agreeable sum.



**Pine Barrens Trail and Information Center in the Manorville section of Town.**