



Department of Transportation

JANETTE SADIK-KHAN, Commissioner

June 19, 2009

Mr. Robert Diamond  
Brooklyn Historic Railway Association  
599 East 7<sup>th</sup> Street, apt. 5A  
Brooklyn, NY 11218

Re: Illegal Operations at Atlantic Avenue

Dear Mr. Diamond:

It has come to our attention that you have from time to time closed a part of the Atlantic Avenue roadway in Brooklyn in order to gain access to a tunnel that is the subject of your revocable consent without appropriate governmental approvals. Please be advised that any such unauthorized and unsafe activities may result in a revocation of your revocable consent. Closing a roadway for construction requires a permit from the Department of Transportation. Closing a roadway for any other purpose requires a Street Activity Permit from the Mayor's Office.

Accordingly, please let this letter serve as written notice to immediately cease and desist your unlawful activities unless and until you have obtained an appropriate permit or permission to temporarily close any portion of any roadway including but not limited to Atlantic Avenue.

Please contact me at (212) 839-6517 upon receipt of this letter to confirm the cessation of your unlawful activities.

Sincerely,

A handwritten signature in black ink, appearing to read 'Franco Esposito'.

Franco Esposito  
Senior Counsel

cc: A. Koenig