

Selendy & Gay Client SJP Properties Defeats Effort to Derail New Manhattan Development

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Represented by Selendy & Gay, SJP Properties has defeated a lawsuit seeking to halt the construction and development of a new residential building on the Upper West Side.

Earlier this year, [Selendy & Gay obtained a 4-0 reversal of a trial court decision](#) ordering SJP, a New York-based real estate developer, to tear down numerous floors of its building at 200 Amsterdam Avenue. The Appellate Division, First Department unanimously adopted SJP's arguments that its permit was based on a permissible reading of the City's Zoning Resolution, and that the challengers had mooted their case by allowing the building to reach substantial completion during the litigation.

On September 9, 2021, New York's highest court denied a motion for leave to appeal, bringing the lengthy legal battle to a close.

In a statement, SJP chairman and CEO Steven Pozyski said, "[the] decision by the New York Court of Appeals to deny leave to appeal definitively ends the unwarranted legal challenges against 200 Amsterdam. This decision confirms the Appellate Division's recent unanimous ruling that 200 Amsterdam's building permits are lawful and properly issued."

News of the victory was widely covered in the media, including by [The Commercial Observer](#), [Real Estate Weekly](#) and [The New York Law Journal](#), among others.

The Selendy & Gay team representing SJP included Caitlin Halligan, Michael Duke and Ryan Allison.

Practices

- Appellate
- Complex Commercial Disputes