

CERTIFICATE OF AUTHORITY UNDER SEC. 805 OF THE LIMITED LIABILITY COMPANY LAW

ENTITY NAME: 230 LIVINGSTON OWNER LLC

DOCUMENT TYPE: APPLICATION FOR AUTHORITY (FOR LLC)

COUNTY: ROCK

FILED:09/25/2007 DURATION:\*\*\*\*\* CASH#:070925000277 FILM #:070925000247

FILER:

WAYNE M. LOPKIN  
52 VANDERBILT AVE.  
STE 1007  
NEW YORK, NY 10017

EXIST DATE

09/25/2007

ADDRESS FOR PROCESS:

C/O CORPORATION SERVICE COMPANY  
80 STATE STREET  
ALBANY, NY 12207

REGISTERED AGENT:



SERVICE COMPANY: CORPORATION SERVICE COMPANY - 45

SERVICE CODE: 45

FEEES            310.00  
-----  
FILING           250.00  
TAX               0.00  
CERT             0.00  
COPIES           10.00  
HANDLING        50.00

PAYMENTS       310.00  
-----  
CASH             0.00  
CHECK            0.00  
CHARGE           0.00  
DRAWDOWN        310.00  
OPAL             0.00  
REFUND            0.00

240806JBA

DOS-1025 (04/2007)

***STATE OF NEW YORK***

***DEPARTMENT OF STATE***

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.

WITNESS my hand and official seal of the  
Department of State, at the City of Albany, on  
September 25, 2007.



*Paul LaPointe*

Paul LaPointe  
Special Deputy Secretary of State

070925000247

CSC 45

New York State  
Department of State  
Division of Corporations, State Records  
and Uniform Commercial Code  
41 State Street  
Albany, NY 12231  
www.dos.state.ny

APPLICATION FOR AUTHORITY  
OF

230 Livingston Owner LLC  
*(Insert name of Foreign Limited Liability Company)*

Under Section 802 of the Limited Liability Company Law

FIRST: The name of the limited liability company is: 230 Livingston Owner LLC

If the name does not contain a required word or abbreviation pursuant to Section 204 of the Limited Liability Company Law, the following word or abbreviation is added to the name for use in this state:

(Do not complete this section unless the limited liability company's true name is not available pursuant to §204 of the Limited Liability Company Law.) The fictitious name under which the limited liability company will do business in New York is:

SECOND: The jurisdiction of organization of the limited liability company is: Delaware

The date of its organization is: 9/12/2007

THIRD: The county within this state in which the office, or if more than one office, the principal office of the limited liability company is to be located is: Rockland

(A county in New York State must be stated. Please note that the limited liability company is not required to have an actual physical office in this state.)

FOURTH: The Secretary of State is designated as agent of the limited liability company upon whom process against it may be served. The address within or without this state to which the Secretary of State shall mail a copy of any process served against him or her is: c/o Corporation Service Company, 80 State Street, Albany, New York 12207

FIFTH: (Complete the statement that applies)

The address of the office required to be maintained in the jurisdiction of its formation is: \_\_\_\_\_  
Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington,  
Delaware 19808

If no office is required to be maintained in the jurisdiction of its formation, the address of the  
principal office of the limited liability company is: \_\_\_\_\_

SIXTH: The foreign limited liability company is in existence in its jurisdiction of formation at the  
time of filing of this application.

SEVENTH: The name and address of the Secretary of State or other authorized official in its  
jurisdiction of organization where a copy of its articles of organization is filed is: \_\_\_\_\_  
Secretary of State of Delaware, Corporations Division, Carvel State Office Building,  
820 N. French Street, Wilmington, Delaware 19801

X Wayne M. Lopkin  
(Signature)

Wayne M. Lopkin  
(Type or print name)

Authorized Person  
(Title or capacity of signer)

**Please Note:** A certificate of existence or, if no such certificate is issued by the jurisdiction of formation, a certified copy of the articles of organization of the limited liability company and all subsequent amendments therefore, or if no articles of organization have been filed, a certified copy of the certificate filed as its organizational base and all amendments thereto, must be attached to the application for authority when submitted for filing. If such certificate or certified copy is in a foreign language, a translation in English thereto under oath of the translator shall be attached.

# Delaware

PAGE 1

## *The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY "230 LIVINGSTON OWNER LLC" IS DULY FORMED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE TWENTY-FOURTH DAY OF SEPTEMBER, A.D. 2007.

AND I DO HEREBY FURTHER CERTIFY THAT THE SAID "230 LIVINGSTON OWNER LLC" WAS FORMED ON THE TWELFTH DAY OF SEPTEMBER, A.D. 2007.

AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE NOT BEEN ASSESSED TO DATE.

4421889 8300

071042712



*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6020337

DATE: 09-24-07

070925000 247

APPLICATION FOR AUTHORITY  
OF

230 Livingston Owner LLC

(Insert name of Foreign Limited Liability Company)

Under Section 802 of the Limited Liability Company Law

FILED

2007 SEP 25 AM 10:38

Filed by: Wayne M. Lopkin  
(Name)  
52 Vanderbilt Ave., Suite 1007  
(Mailing address)  
New York, New York 10017  
(City, State and Zip code)

CUSTOMER REF. #  
240806 JDA

5

NOTE: This form was prepared by the New York State Department of State for filing an application for authority for a foreign limited liability company to conduct business in New York State. It does not contain all optional provisions under the law. You are not required to use this form. You may draft your own form or use forms available at legal supply stores. The Department of State recommends that legal documents be prepared under the guidance of an attorney. The certificate must be submitted with a \$250 filing fee made payable to the Department of State.

(For office use only.)

STATE OF NEW YORK  
DEPARTMENT OF STATE

ICC

SEP 25 2007

FILED  
TAX S  
BY: AK

CSC 45  
DRAW DOWN

2007 SEP 24 AM 11:11

RECEIVED

2007 SEP 24 PM 4:12

RECEIVED

277

CERTIFICATE OF AUTHORITY UNDER SEC. 805 OF THE LIMITED LIABILITY COMPANY LAW

ENTITY NAME: 230 MEZZ LLC

DOCUMENT TYPE: APPLICATION FOR AUTHORITY (FOR LLC)

COUNTY: ROCK

FILED:09/24/2007 DURATION:\*\*\*\*\* CASH#:070924000868 FILM #:070924000829

FILER:

EXIST DATE

WAYNE M LOPKIN  
52 VANDERBILT AVE STE 1007

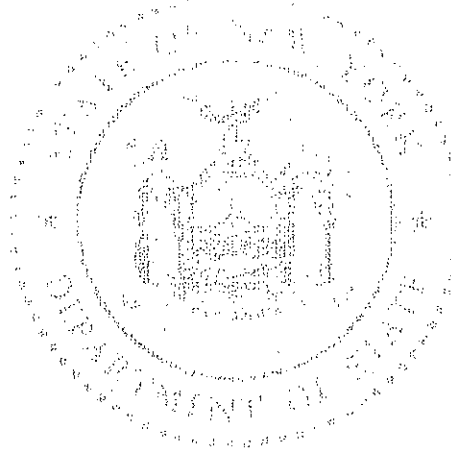
09/24/2007

NEW YORK, NY 10017

ADDRESS FOR PROCESS:

C/O CORPORATION SERVCIE COMPANY  
80 STATE STREET  
ALBANY, NY 12207

REGISTERED AGENT:



SERVICE COMPANY: CORPORATION SERVICE COMPANY - 45

SERVICE CODE: 45

FEEs	310.00
FILING	250.00
TAX	0.00
CERT	0.00
COPIES	10.00
HANDLING	50.00

PAYMENTS	310.00
CASH	0.00
CHECK	0.00
CHARGE	0.00
DRAWDOWN	310.00
OPAL	0.00
REFUND	0.00

240806JBA

DOS-1025 (04/2007)

***STATE OF NEW YORK***  
***DEPARTMENT OF STATE***

I hereby certify that the annexed copy has been compared with the original document in the custody of the Secretary of State and that the same is a true copy of said original.



WITNESS my hand and the official seal of the Department of State, at the City of Albany, on September 25, 2007.

*Paul LaPointe*

Paul LaPointe  
Special Deputy Secretary of State

0857007  
829

070924000

**CSC 45**

New York State  
Department of State  
Division of Corporations, State Records  
and Uniform Commercial Code  
41 State Street  
Albany, NY 12231  
www.dos.state.ny

**APPLICATION FOR AUTHORITY  
OF  
230 Mezz LLC**

*(Insert name of Foreign Limited Liability Company)*

Under Section 802 of the Limited Liability Company Law

**FIRST:** The name of the limited liability company is: 230 Mezz LLC

If the name does not contain a required word or abbreviation pursuant to Section 204 of the Limited Liability Company Law, the following word or abbreviation is added to the name for use in this state:

(Do not complete this section unless the limited liability company's true name is not available pursuant to §204 of the Limited Liability Company Law.) The fictitious name under which the limited liability company will do business in New York is: \_\_\_\_\_

**SECOND:** The jurisdiction of organization of the limited liability company is: Delaware

The date of its organization is: 9/12/2007

**THIRD:** The county within this state in which the office, or if more than one office, the principal office of the limited liability company is to be located is: Rockland

(A county in New York State must be stated. Please note that the limited liability company is not required to have an actual physical office in this state.)

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c/o Corporation Service Company, 80 State Street, Albany, New York 12207

**FIFTH: (Complete the statement that applies)**

The address of the office required to be maintained in the jurisdiction of its formation is: \_\_\_\_\_  
Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington,  
Delaware 19808

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X Wayne M. Lopkin  
(Signature)

Wayne M. Lopkin  
(Type or print name)

Authorized Person  
(Title or capacity of signar)

**Please Note:** A certificate of existence or, if no such certificate is issued by the jurisdiction of formation, a certified copy of the articles of organization of the limited liability company and all subsequent amendments therefore, or if no articles of organization have been filed, a certified copy of the certificate filed as its organizational base and all amendments thereto, must be attached to the application for authority when submitted for filing. If such certificate or certified copy is in a foreign language, a translation in English thereto under oath of the translator shall be attached.

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AND I DO HEREBY FURTHER CERTIFY THAT THE ANNUAL TAXES HAVE NOT BEEN ASSESSED TO DATE.



4421893 8300

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*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

AUTHENTICATION: 6020335

DATE: 09-24-07

070924000

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APPLICATION FOR AUTHORITY OF

230 Mezz LLC

(Insert name of Foreign Limited Liability Company)

Under Section 802 of the Limited Liability Company Law

FILED  
2007 SEP 24 PM 12:35  
Filed 24

Wayne M. Lopkin  
(Name)  
52 Vanderbilt Ave., Suite 1007  
(Mailing address)  
New York, New York 10017  
(City, State and Zip code)

CUSTOMER REF. #

240806 JDP

10

NOTE: This form was prepared by the New York State Department of State for filing an application for authority for a foreign limited liability company to conduct business in New York State. It does not contain all optional provisions under the law. You are not required to use this form. You may draft your own form or use forms available at legal supply stores. The Department of State recommends that legal documents be prepared under the guidance of an attorney. The certificate must be submitted with a \$250 filing fee made payable to the Department of State.

(For office use only.)

STATE OF NEW YORK  
DEPARTMENT OF STATE  
FILED

SEP 24 2007

TAX \$

BY:

CSC 45  
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2007 SEP 24 AM 11:11

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