



THE RESEARCH FOUNDATION

The State University of New York

Office of General Counsel and Secretary

35 State Street May 10, 2010

Albany, New York

35 State Street Ms. Linda Kenney Baden

Albany, New York Law Office of Linda Kenney Baden

12207-2826 15 West 53rd Street, Suite 18B

New York, New York 10019

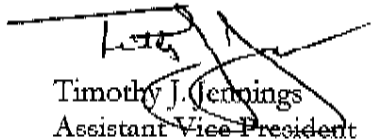
518 434 7000

Dear Ms. Baden:

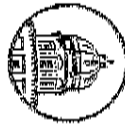
www.rfny.org

We have received your letter to Ms. Bonny Boice dated April 30, 2010 requesting records of the Research Foundation of State University of New York ("Research Foundation"). As a separate, private, Internal Revenue Code Section 501 (c) (3) corporation, the Research Foundation is not a New York State agency and is therefore not subject to the New York State Freedom of Information Law. As such, we will not be providing the records requested.

Respectfully,

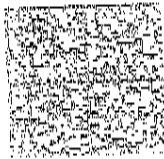

Timothy J. Jennings
Assistant Vice President

c: Joshua Toas, Deputy General Counsel



THE HONORABLE JUDICIAL OFFICES
 FEDERAL COURTS DISTRICT OF
 EASTERN DISTRICT OF NEW YORK
 Room 4070, Box 3
 Albany, New York 12244-0003

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