

David A. Paterson
Governor



Deborah VanAmerongen
Commissioner

New York State Division of Housing and Community Renewal
Office of Rent Administration
Gertz Plaza
92-31 Union Hall Street
Jamaica, NY 11433

May 19, 2009

Your letter of February 22,, 2009 to the Rent Policy Unit has been forwarded to the undersigned for reply.

You request an opinion letter regarding the legal regulated rent for an apartment and how to comply with DHCR's registration requirements.

The questions you pose go beyond the scope of the opinion letter process as they require that DHCR provide determinative responses. Please note that determinative responses are the exclusive purview of formal proceedings before the agency.

However, the following general information can be provided: where a rent reduction order has been granted by the agency, an owner is required to file a rent restoration application to lift any related rent "freeze". Also, tenants would not be prevented from filing future overcharge complaints making new and timely assertions because of the issuance of a prior order.

I trust that I have answered your questions as fully as possible.

Sincerely,

A handwritten signature in cursive script that reads "Bruce Falbo".

Bruce Falbo
Bureau Chief
Rent Information Bureau

BF:JDL
LOG #COL-2539
Enclosure