

Legal Alert: DHCR Issues Advisory Opinion 2020-4 Novel Coronavirus (COVID-19) Guidance

July 10, 2020

Please be advised that the New York State Division of Housing and Community Renewal (DHCR) has issued Advisory Opinion 2020-4. This Advisory Opinion provides that all extensions previously granted by Advisory Opinions 2020-1, 2020-1.2, 2020-2 and 2020-3 **have been extended by an additional 30-days to August 6, 2020**. This latest advisory opinion can be found [here](#).

This Advisory Opinion was issued despite the fact that DHCR's Gertz Plaza Office of Rent Administration has re-opened.

The critical points of this Advisory Opinion that will likely impact you, are as follows:

- All Agency matters that are not final as of March 13, 2020, or do not involve an emergency condition or harassment, are extended, for the purposes of filing submissions, by **an additional thirty (30) days to August 6, 2020**.
- Any time to otherwise file what would have been, as of the effective date of DHCR's Advisory Opinion, a timely Petition for Administrative Review (PAR) from an order of a Rent Administrator is likewise extended by **thirty (30) days to August 6, 2020**.
- Any time provided to respond to an individualized TPU investigation into a single apartment review **will also be extended by thirty (30) days to August 6, 2020**, unless TPU otherwise expressly requests a response after the issuance of DHCR's Advisory opinion.
- All Agency hearings, conferences, and continuances of those hearings and conferences **have resumed on an alternate schedule**. Parties will be advised of any subsequent changes or a rescheduled date, which may include alternate means to hold those hearings and conferences.
- DHCR's acknowledgement or a potential date for delivery of documents (for example, a response to a FOIL Request) may be delayed. All requests are deemed to be on an additional thirty (30) day extension or request for adjournment to August 6, 2020.

DHCR recognizes that the COVID-19 pandemic continues to be an evolving situation, and may issue further supplemental guidance regarding the aforementioned directives.

As always, we will keep you apprised of future developments as they arise.