

SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY

PRESENT: HON. SHLOMO HAGLER PART 17

Justice

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UNIVERSAL CONSTRUCTION, INC,
Plaintiff,

INDEX NO. 155412/2014

MOTION DATE N/A, N/A, N/A

MOTION SEQ. NO. 014 016 016

- v -

GOOD FRIENDS REALTY CORP., RAMZA LLC,
Defendant.

DECISION + ORDER ON MOTION

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The following e-filed documents, listed by NYSCEF document number (Motion 014) 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 467

were read on this motion to/for PREL INJUNCTION/TEMP REST ORDR

The following e-filed documents, listed by NYSCEF document number (Motion 016) 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 458, 459, 460, 461, 462, 464, 466, 468, 469, 470

were read on this motion to/for MODIFY

The following e-filed documents, listed by NYSCEF document number (Motion 016) 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 458, 459, 460, 461, 462, 464, 466, 468, 469, 470

were read on this motion to/for RESTORE PRIOR MOTION

Upon the foregoing documents, it is

ORDERED, that Motion Sequence 014 is restored without opposition for oral argument today; and it is further

ORDERED, that the motion and cross-motion to reject and/or confirm the Referee's Report, dated September 8, 2021 (NYSCEF Doc. No. 434) (the "Referee's Report") is granted, in part, to the extent set forth on the record today, as follows:

- (1) confirming the appraised value of the subject premises as of the date of sale was \$2,576,583.25; and
- (2) confirming that the requisite notice under RPAPL 231(2)(a) was provided; and
- (3) confirming that plaintiff did not comply with the September 2016 Order’s notice provisions; and
- (4) confirming that defendant Ramza LLC received constructive notice of the sale at the subject auction; and it is further

ORDERED, that Motion Sequence 014 is denied for the reasons stated on the record today.

The foregoing constitutes the decision and order of this Court.

<u>7/22/2022</u> DATE	 SHLOMO HAGLER, J.S.C.			
CHECK ONE:	<input checked="" type="checkbox"/> CASE DISPOSED	<input type="checkbox"/> DENIED	<input type="checkbox"/> NON-FINAL DISPOSITION	<input type="checkbox"/> OTHER
APPLICATION:	<input type="checkbox"/> GRANTED		<input checked="" type="checkbox"/> GRANTED IN PART	
CHECK IF APPROPRIATE:	<input type="checkbox"/> SETTLE ORDER		<input type="checkbox"/> SUBMIT ORDER	
	<input type="checkbox"/> INCLUDES TRANSFER/REASSIGN		<input type="checkbox"/> FIDUCIARY APPOINTMENT	<input type="checkbox"/> REFERENCE