

**NOTICE OF APPLICATION FOR PREJUDGMENT REMEDY/CLAIM FOR HEARING TO CONTEST APPLICATION OR CLAIM EXEMPTION**

**STATE OF CONNECTICUT SUPERIOR COURT**  
www.jud.ct.gov


COURT USE ONLY	
CLPJRA Application For PJR	CLPJRHG Contest PJR Application (If Section III Completed)

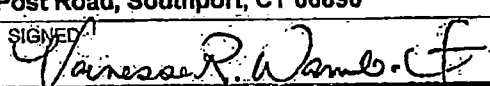
**INSTRUCTIONS TO PLAINTIFF/APPLICANT**

JD-CV-53 Rev. 7-01  
C.G.S. §§ 52-278c et seq.

1. Complete section I in connection with all prejudgment remedies EXCEPT ex parte prejudgment remedies and submit to the Clerk along with your application and other required documents.
2. Upon receipt of signed order for hearing from clerk, serve this form on defendant(s) with other required documents.

**SECTION I - CASE INFORMATION (To be completed by Plaintiff/Applicant)**

<input checked="" type="checkbox"/> Judicial District <input type="checkbox"/> Housing Session <input type="checkbox"/> G.A. No.	COURT ADDRESS <b>17 Belden Avenue, Norwalk, CT 06850</b>
Has a temporary restraining order been requested? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO NAME OF CASE (First-named plaintiff vs. First-named defendant) <b>Charles Walter, et al vs. Ekaterina Kolotova, et al</b>	AMOUNT, LEGAL INTEREST, OR PROPERTY IN DEMAND, EXCLUSIVE OF INTEREST AND COSTS IS ("X" one of the following) <input type="checkbox"/> LESS THAN \$2500 <input type="checkbox"/> \$2500 THROUGH \$14,999.99 <input checked="" type="checkbox"/> \$15,000 OR MORE ("X" if applicable) <input type="checkbox"/> CLAIMING OTHER RELIEF IN ADDITION TO OR IN LIEU OF MONEY DAMAGES
<input type="checkbox"/> SEE ATTACHED FORM JD-CV-67 FOR CONTINUATION OF PARTIES CASE TYPE (From Judicial Branch code list) MAJOR: <b>C</b> MINOR: <b>00</b> NO. COUNTS: <b>3</b>	 C L P J R A
NAME AND ADDRESS OF PLAINTIFF/APPLICANT (Person making application for Prejudgment Remedy) (No., street, town and zip code) <b>Charles Walter, 48 North Ridge Road, Old Greenwich, CT 06870</b>	
NAME(S), ADDRESS(ES) AND TELEPHONE NO(S). OF DEFENDANT(S) AGAINST WHOM PREJUDGMENT REMEDY IS SOUGHT (No., street, town and zip code) (Attach additional sheet if necessary) <b>E. Kolotova, 400 Sunny Isles Blvd, 417, Sunny Isles Beach FL 33160 and 240 RIVERSIDE, LLC,</b>	
NAME AND ADDRESS OF ANY THIRD PERSON HOLDING PROPERTY OF DEFENDANT WHO IS TO BE MADE A GARNISHEE BY PROCESS PREVENTING DISSIPATION <b>160 Greentree Drive, Suite 101, Dover, DE 19904</b>	

FOR THE PLAINTIFF(S) ENTER THE APPEARANCE OF:	NAME AND ADDRESS OF ATTORNEY, LAW FIRM OR PLAINTIFF IF PRO SE (No., street, town and zip code) <b>Vanessa R. Wambolt, Russo &amp; Rizio, LLC, 2507 Post Road, Southport, CT 06890</b>	TELEPHONE NO. <b>203-254-7579</b>	JURIS NO. (If atty. or law firm) <b>433247</b>	SIGNED 	DATE SIGNED <b>12/11/2018</b>
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**SECTION II - NOTICE TO DEFENDANT**

You have rights specified in the Connecticut General Statutes, including Chapter 903a, that you may wish to exercise concerning this application for a prejudgment remedy. These rights include the right to a hearing:

- (1) to object to the proposed prejudgment remedy because you have a defense to or set-off against the action or a counterclaim against the plaintiff or because the amount sought in the application for the prejudgment remedy is unreasonably high or because payment of any judgment that may be rendered against you is covered by any insurance that may be available to you;
- (2) to request that the plaintiff post a bond in accordance with section 52-278d of the General Statutes to secure you against any damages that may result from the prejudgment remedy;
- (3) to request that you be allowed to substitute a bond for the prejudgment remedy sought; and
- (4) to show that the property sought to be subjected to the prejudgment remedy is exempt from such a prejudgment remedy.

You may request a hearing to contest the application for a prejudgment remedy, assert any exemption or make a request concerning the posting or substitution of a bond in connection with the prejudgment remedy. The hearing may be requested by any proper motion or by completing section III below and returning this form to the superior court at the Court Address listed above.

You have a right to appear and be heard at the hearing on the application to be held at the above court location on:

DATE	TIME	COURTROOM
1/29/19	2:00 P.M.	A

**SECTION III - DEFENDANT'S CLAIM AND REQUEST FOR HEARING (To be completed by Defendant)**

I, the defendant named below, request a hearing to contest the application for prejudgment remedy, claim an exemption or request the posting or substitution of a bond. I claim: ("X" the appropriate boxes)

- |  |   |
|--|---|
| <input type="checkbox"/> that the amount sought in the application for prejudgment remedy is unreasonably high.                                      | <input type="checkbox"/> a defense, counterclaim, set-off, or exemption.                    |
| <input type="checkbox"/> that any judgment that may be rendered is adequately secured by insurance.  | <input type="checkbox"/> that I be allowed to substitute a bond for the prejudgment remedy. |
| <input type="checkbox"/> that the plaintiff be required to post a bond to secure me against any damages that may result from the prejudgment remedy. |   |



I certify that a copy of the above claim was mailed/delivered to the Plaintiff or the Plaintiff's attorney on the Date Mailed/Delivered shown below.

DATE COPY(IES) MAILED/DELIVERED	SIGNED (Defendant)	DATE SIGNED
TYPE OR PRINT NAME AND ADDRESS OF DEFENDANT		

**FOR COURT USE ONLY**

HOUSING SESSION  
AT NORWALK, CT  
2018 DEC 24 PM 1:12  
OFFICE OF THE CLERK  
SUPERIOR COURT

DOCKET  
PJR CV

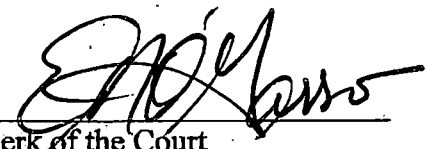
DOCKET NO.: NWH-CV18-6003869-S : SUPERIOR COURT  
CHARLES WALTER and :  
ANDREA BERKLEY : HOUSING SESSION  
V. : AT NORWALK  
EKATERINA KOLOTOVA and :  
240 RIVERSIDE, LLC : DECEMBER 11, 2018

ORDER FOR HEARING AND NOTICE

The above application having been presented to the court, it is hereby ordered, that a hearing be held thereon on 1/27/19 at 2:00 PM and that the Plaintiffs give notice to the Defendants in accordance with §52-278c of the Connecticut General Statutes of the pendency of the application and of the time when it will be heard by causing a true and attested copy of the application, the proposed unsigned writ, summons, complaint, affidavit and of this order, together with such notice as is required under subsection (e) of §52-278c, to be served upon the Defendants by some proper officer or indifferent person on or before 1/24/19, and that due return of service be made to this Court.

And it is further ordered that the Defendants be and are hereby restrained and enjoined from transferring, disposing of, injuring or concealing the property described in said application until said hearing and further order of the Court.

Dated at Norwalk this 4<sup>th</sup> day of January, 2019.

  
Clerk of the Court

RUSSO & RIZIO, LLC

**NOTICE REGARDING HEARING**

JD-CL-105 Rev. 2/13

STATE OF CONNECTICUT  
OFFICE OF THE CLERK  
SUPERIOR COURT

[www.jud.ct.gov](http://www.jud.ct.gov)



**Notice Regarding Hearing**

A hearing has been scheduled for this matter on the date and time shown on the attached order which has been signed by the judge or a clerk of the court. You or an attorney representing you must come to court on the date and time shown in the order if you want to contest this matter.

The court will conduct a conference with you or your attorney and the applicant or the applicant's attorney on this hearing date. The purpose of the conference is to attempt to resolve issues and to schedule a hearing for this matter if it is required. The Court will not hold a hearing, at which witnesses can testify and evidence will be presented, on this date. If a hearing is required, the Court will schedule the matter for a hearing. The hearing is usually scheduled within two weeks of the conference.

If you or your attorney do not come to court on the date and time shown on the attached order, the Court may make a decision on this matter based on the papers filed by the applicant without scheduling a hearing at which witnesses can testify and evidence will be presented.

**ADA NOTICE**

The Judicial Branch of the State of Connecticut complies with the Americans with Disabilities Act (ADA). If you need a reasonable accommodation in accordance with the ADA, contact a court clerk or an ADA contact person listed at [www.jud.ct.gov/ADA](http://www.jud.ct.gov/ADA).