

At a Special Term of the Supreme Court of the State of New York held in and for the County of Erie, New York on the 4TH day of SEPTEMBER, 2019.

PRESENT: HON. JOHN F. O'DONNELL, J.S.C., J.S.C.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ERIE

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ERIE INSURANCE COMPANY,

Petitioner,

ORDER TO SHOW CAUSE

-against-

Index No.: 810588/2019

PADDOCK CHEVROLET, INC.,

Respondent.

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Upon the pleadings heretofore filed and had herein and upon reading and filing the annexed Petition of ERIE INSURANCE COMPANY ("Erie Insurance"), it is hereby:

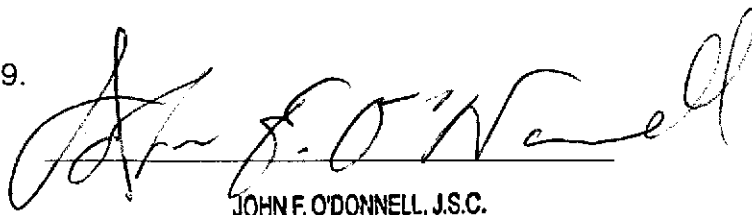
ORDERED, that respondent, PADDOCK CHEVROLET, INC., ("the respondent") show cause at a Motion Term, Part 26 of this Court to be held in and for the County of Erie, at the Supreme Court, on the 3rd day of October, 2019, at 9:30 o'clock in the forenoon of that day or as soon thereafter as counsel can be heard, why an order should not be made pursuant to Vehicle & Traffic Law § 416-b(3)(b) and CPLR §3102 (c), ordering the respondent as follows:

- a) that the respondent preserve the information/data contained in the 2017 Chevrolet Traverse, VIN # 1GNKVFED5HJ288555, Event Data Recorder and/or Sensing Diagnostic Module until such time as Erie Insurance is able to inspect the vehicle and acquire and/or image the

- b) that the respondent produce the subject vehicle, and the 2017 Chevrolet Traverse, VIN # 1GNKVFED5HJ288555 Event Data Recorder and/or Sensing Diagnostic Module, at a mutually convenient time (not later than 30 days from the date of the court's order) and location, and permit Erie Insurance to acquire and/or image the information/data contained in the same.

Let service of a copy of this order to show cause together with copies of the papers upon which it was granted, to the respondent, on or before the 6th day of Sept., 2019, be deemed good and sufficient service. An affidavit or other proof of service shall be presented to this Court on or before the return date directed in this Order.

Signed this 4th day of SEPTEMBER, 2019.



JOHN F. O'DONNELL, J.S.C.

Entered: