

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ERIE**

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TROY SHANE SMITH and ALLYSON JANE
SMITH,

Plaintiff(s)/Petitioner(s),

Index No. 814633/2023

- against -

84 LUMBER COMPANY, et al.,

Defendant(s)/Respondent(s).

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**NOTICE TO COUNTY CLERK
AMENDMENT TO CAPTION**

Joseph W. Belluck, Esq., a [plaintiff/defendant or petitioner/respondent] in this case, hereby requests that
the County Clerk amend the caption to conform to the caption in the amended pleading filed as Document Number

69

] by adding the following parties as plaintiff(s)/petitioner(s):

] by adding the following parties as defendant(s)/respondent(s):

FORD MOTOR COMPANY, GTE SLYVANIA INCORPORATED, MAGNAVOX, MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC., MOTOROLA MOBILITY, INC., MOTOROLA SOLUTIONS, INC., PANASONIC CORPORATION OF NORTH AMERICA, Individually and as Successor to Sanyo North America Corporation and Fisher Electronics, SANYO NORTH AMERICA CORPORATION, Individually and as Successor to Fisher Electronics, VANTIVA INTERNET SOLUTIONS, LLC, VANTIVA USA SHARED SERVICES INC., VISTEON CORPORATION, Individually and as Successor to Philco-Ford, and ZENITH ELECTRONICS, LLC

The basis for this amendment is:

A stipulation of all parties who have appeared in this matter (copy attached); or

An amendment as of right under CPLR § 1003.

Dated: 5/2/24

/s/ Joseph W. Belluck, Esq. (Signature)

Joseph W. Belluck, Esq. (Name)

Belluck & Fox, LLP (Firm)

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New York, New York 10036

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jbelluck@belluckfox.com (E-Mail)

Attorney(s) for Plaintiffs

THIS FORM (FILED AS A COVER PAGE), A COPY OF THE AMENDED CAPTION AS IT APPEARS ON THE NEWLY-FILED PLEADING, AND ANY OTHER ACCOMPANYING DOCUMENT MUST BE E-FILED AS ONE PDF.

7/10/13

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ERIETROY SHANE SMITH and ALLYSON JANE
SMITH,

Plaintiffs,

v.

84 LUMBER COMPANY, et al.,

Defendants.

Index No. : 814633/2023

Date Filed: November 14, 2023

Plaintiff designates

ERIE

County as the place of trial

The basis of the venue is
**DEFENDANTS' PLACE OF
BUSINESS**

See Attached Rider - FULL CAPTION

FIRST AMENDED SUMMONS**TO THE ABOVE NAMED DEFENDANTS:**

YOU ARE HEREBY SUMMONED to answer the Complaint in this action and to serve a copy of your Answer, or, if the Complaint is not served with this Summons, to serve a Notice of Appearance, on the Plaintiff's Attorney within 20 days after the service of this Summons, exclusive of the day of service (or within 30 days after the service is complete if this Summons is not personally delivered to you within the State of New York). In the case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

Dated: New York, New York
April 9, 2024

Yours etc.,

BELLUCK & FOX, LLP*Attorneys for Plaintiff*

546 Fifth Avenue, 5th Floor

New York, New York 10036

(212) 681-1575

By: /s/ Joseph W. Belluck, Esq.

Joseph W. Belluck, Esq.

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF ERIE

TROY SHANE SMITH and ALLYSON JANE
SMITH,

Index No. : 814633/2023

FULL CAPTION RIDER

Plaintiffs,

- against -

84 LUMBER COMPANY;
A.O. SMITH WATER PRODUCTS;
ABB, INC., formerly known as Brown Boveri;
AIR & LIQUID SYSTEMS CORPORATION, as
Successor by Merger to Buffalo Pumps, Inc.;
ALLEN-BRADLEY COMPANY, INC.,
Individually and as Successor to Rostone;
AMTROL, INC., Individually and as Successor to
Thrush Products, Inc.;
ARMSTRONG INTERNATIONAL, INC.;
ARMSTRONG PUMPS, INC.;
ATWOOD & MORRILL CO., INC. d/b/a Weir Valves
& Controls USA Inc.;
BLACKMER PUMP;
BW/IP INTERNATIONAL CO., formerly known as
Borg Warner Industrial Products Inc., a former
subsidiary of and successor to Borg Warner
Corp. and Byron Jackson Pumps;
CARRIER CORPORATION;
CLARK RELIANCE CORPORATION, Individually
and as Successor to Jerguson;
CLEAVER BROOKS COMPANY f/k/a Aqua Chem,
Inc.;
CLEAVER BROOKS COMPANY f/k/a Aqua
Chem, Inc. and Davis Engineering;
COOPER BUSSMANN, a Division of Cooper
Industries;
COOPER INDUSTRIES, INC.;
CROWN BOILER CO.;
DAP, INC. k/n/a La Mirada Products Co., Inc.;
DEAN PUMP DIVISION;
DOMCO PRODUCTS TEXAS, INC., d/b/a Tarkett,
Inc., Individually and as successor to Azrock
Industries, Inc.;
EATON CORPORATION, Individually and now
Known as Eaton Electrical, Inc and as
Successor to The Vickers Pump Company and

Cutler-Hammer, Inc and Waterbury Pump;
ELECTROLUX HOME PRODUCTS, INC.,
Individually and as Successor to Tappan and
Copes Vulcan, Blaw-Knox Company, and
White Consolidated Industries;
FLOWERVE US, INC., solely as Successor to
Rockwell Manufacturing Company, Edward
Valves, Inc., Nordstrom Valves, Inc. and
Edward Vogt Valve Company;
FMC CORPORATION, Individually and as Successor
to Northern Pump Company, Coffin and
Peerless Pump Company and Labour Pump
Company;
FORD MOTOR COMPANY;
FOSTER WHEELER, LLC;
GARDNER-DENVER INC., Individually and as
Successor to Nash Engineering Company;
GARDNER-DENVER NASH LLC, Individually and
as Successor to Nash Engineering Company;
GENERAL ELECTRIC COMPANY;
GOULDS PUMPS, INC.;
GREENE, TWEED & CO., LLP, Individually and as
Successor to Palmetto Packings;
GRINNELL CORPORATION;
GTE SYLVANIA INCORPORATED;
HANSEN PERMANENTE CEMENT INC.;
HONEYWELL INTERNATIONAL, INC.,
Individually and f/k/a AlliedSignal, Inc., and as
Successor-in-Interest to The Bendix Corp.;
HOWDEN BUFFALO, INC., Individually and as
Successor In Interest to FB Sturtevant, The
Howden Buffalo Group and Buffalo Fan;
I.T.T. INDUSTRIES, INC., Individually and as
successor to Bell & Gossett;
INTERNATIONAL PAPER COMPANY f/k/a
Hammermill Paper Co. and Individually and
as Successor to US Plywood;
KAISER GYPSUM COMPANY, INC.;
LENNOX INDUSTRIES, INC., Individually and as
Successor to Lennox Furnace Company and
Ducane;
MAGNAVOX;
MANNINGTON MILLS INC.;
METROPOLITAN LIFE INSURANCE COMPANY;
**MOTOROLA COMMUNICATIONS AND
ELECTRONICS, INC.;**

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