

At an I.A.S. Trial Term, Part ^{cont} of the Supreme Court of the State of New York, held in and for the County of Kings, at the Courthouse, located at Civic Center, Borough of Brooklyn, City and State of New York, on the 1 day of Aug 2018

P R E S E N T :

Hon. Lawrence Knipel

Justice

Cingular Pharmacy, Inc.

Plaintiff(s)

Cal. No.

Index No. 500979/13

- against -

Coney Mermaid L.L.C.

ORDER

Defendant(s)

The following papers numbered 1 to read on this motion

Papers Numbered

Notice of Motion - Order to Show Cause

and Affidavits (Affirmations) Annexed

Answering Affidavit (Affirmation)

Reply Affidavit (Affirmation)

Affidavit (Affirmation)

Pleadings - Exhibits

Stipulations - Minutes

Filed Papers

For Clerks use only

MG

MD

Motion Seq. #

EJV-rev 11-04

E N T E R

J.S.C.

Justice Lawrence Knipel

2018 AUG -3 AM 7:29
KINGS COUNTY CLERK
FILED

At an L.A.S. Trial Term, Part of the Supreme Court of the State of New York, held in and for the County of Kings, at the Courthouse, located at Civic Center, Borough of Brooklyn, City and State of New York, on the 20 day of July 2018

P R E S E N T:

Hon.

Knipel

Justice

Cingular

Plaintiff(s)

Cal. No.

Index No.

- against -

500979/13

Conex Mermaid

Defendant(s)

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Filed Papers

1
2
3

Alleged oral representations about the premises being in a flood zone are insufficient ~~to~~ basis for this litigation as: (1) lease explicitly excludes oral representations.

For Clerks use only

MG

MD

Motion Seq. #

9

(2) whether property (very near beach) was in flood zone is a matter of public record - equally available to all.

Accordingly - mtg std.

Wetling std ST,

J.S.C.

EJV-rev 11-04

HON. LAWRENCE KNIPEL