

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

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DENNIS KILKENNY AND PATRICIA KILKENNY

Plaintiff,  
-against-

AII ACQUISITION, LLC, F/K/A AII ACQUISITION CORP., F/K/A ATHLONE INDUSTRIES, INC., F/K/A HOLLAND FURNACE COMPANY;  
A.O. SMITH CORPORATION;  
ARMSTRONG INTERNATIONAL, INC. f/k/a ARMSTRONG MACHINE WORKS ind. and as suc. to f/k/a ARMSTRONG MACHINE WORKS;  
ARMSTRONG PUMPS, INC.;  
AURORA PUMP COMPANY;  
BURNHAM LLC;  
CANVAS MW, LLC ind. and as suc. to F/K/A THE MARLEY-WYLAIN COMPANY, LLC AND CANVAS SX, LLC, F/K/A SPX, LLC;  
CARRIER CORPORATION ind. and as suc. to BRYANT HEATING AND COOLING SYSTEMS;  
CARRIER CORPORATION;  
CLEAVER-BROOKS, INC.;  
CROWN BOILER COMPANY.;  
DAP PRODUCTS, INC.;  
DUNPHEY SMITH COMPANY;  
ECR INTERNATIONAL INC. FORMERLY KNOWN AS DUNKIRK RADIATOR CORPORATION AND AS SUCCESSOR BY MERGER TO THE UTICA COMPANIES, INC., S/H/A ECR INTERNATIONAL, INC., INDIVIDUALLY AND AS SUCCESSOR TO DUNKIRK, DUNKIRK BOILERS AND UTICA BOILERS;  
ELLIOTT COMPANY;  
EMERSON ELECTRIC COMPANY;  
FORT KENT HOLDINGS, INC. f/k/a DUNHAM-BUSH. INC.;  
FOSTER WHEELER LLC ind. and as suc. to SURVIVOR TO A MERGER WITH

Index No.  
SUMMONS AND VERIFIED COMPLAINT

Plaintiff designates New York County as the place of trial

The basis of Venue is defendant's place of business and location of exposure.

Plaintiff resides at Rahway, NJ

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**FOSTER WHEELER CORPORATION;  
GENERAL ELECTRIC COMPANY;  
GOULDS PUMPS, LLC ind. and as suc. to  
INDIVIDUALLY AND AS SUCCESSOR-IN-  
INTEREST TO GOULDS PUMPS (TX), LP;  
GRUNDFOS PUMPS CORPORATION USA;  
GRINNELL CORPORATION;  
GTE PRODUCTS OF CONNECTICUT  
CORPORATION;  
GTE SYLVANIA INCORPORATED;  
H.B. SMITH COMPANY, INC.;  
HEXION INC. ind. and as suc. to F/K/A  
MOMENTIVE SPECIALTY CHEMICALS  
INC. AND AS SUCCESSOR IN INTEREST  
TO BORDEN CHEMICAL INC.;  
HONEYWELL INTERNATIONAL INC.  
Successor to: (F/K/A ALLIED SIGNAL) AS  
SUCCESSOR IN INTEREST TO BENDIX  
CORPORATION;  
HUBBELL INCORPORATED (DELAWARE);  
IMO INDUSTRIES, INC. ind. and as suc. to  
DELAVAL TURBINE, TRANSAMERICA  
DELAVAL AND IMO DELAVAL;  
ITT CORPORATION ind. and as suc. to ITT  
FLUID PRODUCTS CORP., ITT  
HOFFMAN, ITT BELL & GOSSETT  
COMPANY, MCDONNELL & MILLER  
AND KENNEDY VALVE.;  
J.H. FRANCE REFRACTORIES CO., INC.;  
LENNOX INDUSTRIES, INC.;  
LENNOX INDUSTRIES, INC. ind. and and as  
suc. to THE DUCANE COMPANY;  
LENOVO (UNITED STATES) INC.  
(individually and as successor to  
MOTOROLA MOBILITY LLC)  
LEVITON MANUFACTURING CO.;  
LG ELECTRONICS U.S.A., INC.  
(INDIVIDUALLY AND AS SUCCESSOR  
IN INTEREST TO ZENITH  
ELECTRONICS LLC and GOLD STAR);  
MORSE TEC LLC ind. and as suc. to F/K/A  
BORGWARNER MORSE TEC LLC, AS  
SUCCESSOR-BY-MERGER TO BORG-  
WARNER-CORPORATION;  
MOTOROLA SOLUTIONS, INC.;  
PANASONIC CORPORATION OF NORTH**

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AMERICA;  
 PARAMOUNT GLOBAL ind. and as suc. to  
 F/K/A VIACOM CBS INC. F/K/A CBS  
 CORPORATION, A DELAWARE  
 CORPORATION, F/K/A VIACOM INC.,  
 SUCCESSOR BY MERGER TO CBS  
 CORPORATION, A PENNSYLVANIA  
 CORPORATION, F/K/A WESTINGHOUSE  
 ELECTRIC CORPORATION;  
 PB HEAT LLC, Individually and as successor in  
 interest to PEERLESS INDUSTRIES;  
 PEERLESS INDUSTRIES, INC.;  
 PHILIPS ELECTRONICS NORTH AMERICA  
 CORPORATION;  
 PHILLIPS ELECTRONICS NORTH AMERICA  
 CORP (INDIVIDUALLY AND AS  
 SUCCESSOR TO MAGNAVOX);  
 PROGRESS LIGHTING, INC.;  
 REDCO CORPORATION ind. and as suc. to  
 F/K/A CRANE CO. AND IND. AND AS SUC.  
 TO DEMING PUMP, WEINMAN PUMP  
 MANUFACTURING COMPANY, PACIFIC  
 STEEL BOILER CORPORATION AND  
 THATCHER BOILER;  
 RCA CORPORATION;  
 SAMSUNG ELECTRONICS AMERICA, INC.;  
 SID HARVEY INDUSTRIES, INC.;  
 SLANT/FIN CORPORATION;  
 SONY ELECTRONICS INC.;  
 SPIRAX SARCO, INC. ind. and as suc. to  
 SARCO COMPANY, INC.;  
 TACO, INC.;  
 TOSHIBA AMERICA INC.;  
 THRUSH COMPANY, INC.,  
 UNION CARBIDE CORPORATION;  
 UTICA BOILERS;  
 YORK INTERNATIONAL CORPORATION  
 ind. and as suc. to FRICK COMPANY;

**Defendants.**

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 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(s) within 20 days after the

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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); and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint.

**Date: January 9, 2024**

Defendants address:  
See attached rider

**The Early Law Firm, LLC**  
Attorneys for Plaintiffs  
360 Lexington Avenue, 20th Floor  
New York, NY 10017

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**SERVICE RIDER FOR DENNIS KILKENNY****As of 1/9/2024**

AII ACQUISITION, LLC, F/K/A AII ACQUISITION CORP., F/K/A ATHLONE INDUSTRIES, INC., F/K/A HOLLAND FURNACE COMPANY  
116 15<sup>th</sup> Street  
Pittsburgh PA 15222

A.O. SMITH CORPORATION.  
Prentice Hall Corp. System, Inc.  
80 State Street  
Albany, NY 12207

ARMSTRONG INTERNATIONAL, INC. f/k/a ARMSTRONG MACHINE WORKS ind. and as suc. to f/k/a ARMSTRONG MACHINE WORKS  
Stephen P. Gibson  
2081 SE Ocean Boulevard, 4th Floor  
Stuart, FL 34996

ARMSTRONG PUMPS, INC.  
Attn: Legal Department  
93 East Ave,  
North Tonawanda, NY 14120

AURORA PUMP COMPANY  
13320 Ballentyne Corporate Place  
Charlotte, NC 28277

BURNHAM LLC  
Corporation Service Company  
251 Little Falls Drive,  
Wilmington, DE 19808

CANVAS MW, LLC ind. and as suc. to F/K/A THE MARLEY-WYLAIN COMPANY, LLC AND CANVAS SX, LLC, F/K/A SPX, LLC  
The Corporation Trust Company  
Corporation Trust Center  
1209 Orange Street  
Wilmington, DE 19801

CARRIER CORPORATION ind. and as suc. to BRYANT HEATING AND COOLING SYSTEMS  
United Agent Group  
801 US Highway 1  
North Palm Beach, FL 33408

CARRIER CORPORATION  
CT Corporation System  
28 Liberty Street Floor 42  
New York, NY 10005

CLEAVER-BROOKS, INC.  
Corporation Service Co.  
80 State Street, 6th Floor  
Albany, NY 12207

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