



175 Pinelawn Road • Suite 250 • Melville, NY 11747

Anna M. DiLonardo
amdilonardo@mdwecg.com
(631) 232-6130

March 6, 2024

Matthew Park
The Early Law Firm, LLC
360 Lexington Avenue, 20th Floor
New York, NY 10017

**Re: DENNIS KILKENNY AND PATRICIA KILKENNY vs.
Morse TEC LLC
INDEX # 190011/2024 - October 2024**

Dear Matt:

We hereby provide notice of the lack of product identification as against the above referenced defendant.

We have reviewed the discovery provided to date and believe that this plaintiff has not identified exposure to any asbestos-containing product manufactured, sold, distributed or otherwise furnished by the above referenced defendant. Accordingly enclosed please find an Unopposed Summary Judgment Motion. Kindly execute and return to the undersigned at your earliest convenience. If you decline, please advise us as to the basis of plaintiff's claims against our client.

We appreciate your prompt attention to this matter. Should you have any questions please feel free to contact the undersigned.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Anna'.

Anna M. DiLonardo

Enc.

cc: All known defense counsel via NYSCEF

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

IN RE: NEW YORK CITY ASBESTOS LITIGATION

THIS DOCUMENT RELATES TO:

DENNIS KILKENNY AND PATRICIA KILKENNY

Index No. 190011/2024

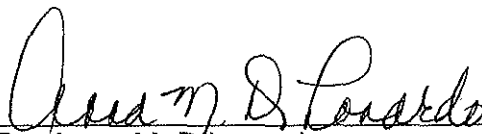
UNOPPOSED SUMMARY
JUDGMENT MOTION
AND ORDER

WHEREFORE, defendant, Morse TEC LLC f/k/a BorgWarner Morse TEC LLC as successor-by-merger to Borg-Warner Corporation ("Morse TEC"), hereby requests summary judgment in the above entitled action, pursuant to Civil Practice Law and Rules § 3212, dismissing the complaint and cross-claims against defendant, Morse TEC, with prejudice, and after notice to all co-defendants there is no opposition,

ORDERED, that all claims and cross claims against defendant Morse TEC, are dismissed with prejudice and without costs.

DATED: _____

By: Matthew Park
Attorneys for Plaintiff
The Early Law Firm, LLC
360 Lexington Avenue, 20th Floor
New York, NY 10017


By: Anna M. DiLonardo
Attorneys for Defendant
Morse TEC LLC
Marshall Dennehey, P.C.
175 Pinelawn Road, Suite 250
Melville, NY 11747

SO ORDERED, _____
Hon. Adam Silvera J.S.C.

