

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK: COMMERCIAL DIVISION PART 43

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JBL EQUITIES, LLC

Plaintiff,

- v -

MICHAEL DAVIS,

Defendant.

INDEX NO. 655774/2020

MOTION DATE 11/30/2020,
01/06/2022

MOTION SEQ. NO. 001 002

**DECISION + ORDER ON
MOTION**

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HON. ROBERT R. REED:

The following e-filed documents, listed by NYSCEF document number (Motion 001) 2, 7, 10, 11, 12, 13, 14, 15, 26, 27
were read on this motion to/for SUMMARY JUDGMENT(BEFORE JOIND)

The following e-filed documents, listed by NYSCEF document number (Motion 002) 16, 17, 18, 19, 20, 21, 22, 23, 24, 25
were read on this motion to/for JUDGMENT - DEFAULT

Upon the foregoing documents, it is ordered that these motions are granted.

Plaintiff moved pursuant to CPLR 3213 for an order granting summary judgment in lieu of a complaint. Defendant was personally served on November 30, 2020. Defendant has not filed any opposition to this motion and has not made any appearance. Upon its review of the submitted affidavits, memorandum of law, and exhibits, the court is satisfied that plaintiff has adequately demonstrated its entitlement to summary judgment and that there are no triable issues of material fact.

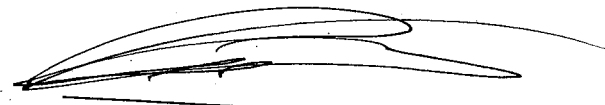
Defendant's response to the plaintiff's summary judgment motion was due on January 15, 2021. Defendant has not filed a response. Defendant has been in default since January 15, 2021. On December 20, 2021, plaintiff moved pursuant to CPLR 3215 for an order to enter judgment against defendant. Defendant has not filed opposition to the motion for default

judgment. Plaintiff's claim is for a sum certain. Upon review of the submitted material, plaintiff has demonstrated that it is entitled to relief under CPLR 3215.

ORDERED that plaintiff's motion for summary judgment in lieu of complaint against defendant is granted; and it is further

ORDERED that, JBL EQUITIES LLC, with an address at 50 First Avenue, Atlantic Highlands, New Jersey 07716, recover against defendant Michael R. Davis, with an address at Feldhof 5 - Apt 1 Floor, 6300 Zug, Switzerland, in the principal amount of \$1,340,709.57, plus interest through January 10, 2022 in the amount of \$1,321,853.10, plus Plaintiff's attorneys' fees and costs in the amount of \$15,209.87 for a combined total judgment in the amount of \$2,662,643.67 and that Plaintiff have execution therefor.

3/10/2022
DATE



ROBERT REED, J.S.C.

CHECK ONE:

APPLICATION:

CHECK IF APPROPRIATE:

CASE DISPOSED
GRANTED
SETTLE ORDER
INCLUDES TRANSFER/REASSIGN

DENIED

NON-FINAL DISPOSITION
GRANTED IN PART
SUBMIT ORDER
FIDUCIARY APPOINTMENT

OTHER

REFERENCE