SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF SUFFOLK

	X	
iGo Marketing & Entertainment LLC,	:	Nr. (21500/2017
Plaintiff,	:	No. 621509/2017
,	:	[Proposed]
v.	:	ORDER TO SHOW CAUSE
Hartbeat Productions LLC, and Kevin Hart,	: :	(Justice Santorelli)
Defendants.	: :	
	x	

Upon reading the annexed Affirmation of James Sandnes, Esq., dated May 6, 2018, the accompanying Memorandum of law and upon all other pleadings and proceedings in this action, it is ORDERED that:

1. Defendants shall show cause at ____ o'clock in the ____noon, on the ___ day of May, ___ 2018 in IAS Part 10, at the Courthouse, 1 Court Street, Riverhead, New York, why an order should not be entered (i) pursuant to the inherent power of the Court striking certain portions, from the Reply memorandum of law in further support of the Motion to Vacate [Motion sequence 3] (the "Motion to Vacate') [NYSCEF #___] and the affidavit of Leland Wigingtion [NYSCEF #___], specifically, the portions: (i) related to service of the summons and complaint unrelated to the authority of one Ms. Petters to accept service, (ii) related to the assertion of a temporal limitation on the jurisdictional nexus, and (iii) related to iGo being a "purported" successor entity all as more detailed in the accompanying Affirmation of James Sandnes and supporting memorandum of law; and or granting plaintiff the right to sur-reply to such new matter in said papers.



2. Pending hearing of this motion, further hearing and determination of the Motion to Vacate is held in abeyance;

3. Ordered that answering papers, if any, shall be electronically filed and served so as to be received at least ___ days prior to the hearing of this motion with working copies timely delivered to chambers in accordance with applicable rules; and

4. Ordered that service of Notice of entry of this order by filing on the NYSCEF system shall be deemed sufficient service on all counsel of record.

	ENTER:	
Dated May, 2018		
	J.S.C	

4832-3332-5923, v. 3

