

SHORT FORM ORDER

SUPREME COURT - STATE OF NEW YORK
COUNTY OF NASSAU

Present: HON. ZELDA JONAS
Justice

TRIAL/IAS PART 19

SCOTT DAVID JESHIVA PLUMBING &
HEATING, INC.,

Plaintiff,

Index No. 7220/02

- against -

Sequence No. 2

Motion Date: April 25, 2005

JAMES MAGNER and PATRICIA MAGNER,

Defendants.

The following papers read on this motion:

Notice of Motion1
Affirmation in Opposition2
Reply Affirmation 3

Defendants' motion for an order pursuant to CPLR §3124 compelling plaintiff to comply with the notice of discovery and inspection of documents requested at the deposition (Reply Affirmation, Exhibit A, Deposition Transcript of Scott David Jeshiva, Index p. 114-115) is granted. Plaintiff's opposition papers fail to explain the conclusory statements that the demand for documents requested are vague and overly broad.

Plaintiff is directed to provide the documents requested within twenty (20) days from the date of this order, or the action will be dismissed pursuant to CPLR §3126.

Dated: 6/8/05

ENTERED

JUN 16 2005

Zelda Jonas

J.S.C.

NASSAU COUNTY
COUNTY CLERK'S OFFICE