

SHORT FORM ORDER

SUPREME COURT - STATE OF NEW YORK

Present:

HON. EDWARD W. MC CARTY, III

Justice

TRIAL/IAS, PART 2
NASSAU COUNTY

DOMINIC VILLANI,

Plaintiff(s)

INDEX No. 21758/07

-against-

MARC RYBACKI,

Defendant(s)

MOTION DATE: 6/15/09
MOTION SEQ.# 004

The following papers read on this motion:

- Notice of Motion/Order to Show Cause X
- Cross-Motion
- Answering Affidavit
- Replying Affidavits

Motion by plaintiff is granted to the extent of granting plaintiff's motion for summary judgment in lieu of complaint, in the sum of \$90,000.

Plaintiff has established his entitlement to \$90,000 due and owing from defendant. However, the letter of indebtedness from defendant evidencing this debt makes no provision for interest or attorneys' fees.

Submit judgment, with notice of settlement.

Date 7-13-09

ENTERED

EDWARD W. McCARTY III

J.S.C.

JUL 15 2009

NASSAU COUNTY
COUNTY CLERK'S OFFICE