

SHORT FORM ORDER

**SUPREME COURT - STATE OF NEW YORK
COUNTY OF NASSAU**

PRESENT:

**HON. IRA B. WARSHAWSKY,
Justice.**

TRIAL/IAS PART 8

JACK LEIF and DEREK LEIF,

Plaintiffs,

- against -

**INDEX NO.: 017912/2008
MOTION DATE: 08/25/2010
MOTION SEQUENCE: 006**

**DKN CONSTRUCTION CORP., BARRY MINSKY,
ABE MINSKY, DRAFT MASTER ENGINEERING,
P.C., ANTHONY GURBALL, P.E., ANTHONY
CUCICH, R.A., NEW YORK ADJUSTMENT
BUREAU, INC., STEVEN LIBAL, UMBERTO
SARMIENTO, PHILLIP SCHWIMMER, individually
and d/b/a as LM GLICKMAN/ECLECTIC ELECTRIC,
ZEV NOYMAN, RACE AIR MECHANICAL, JOHN
DOES 1 — 5 and XYZ CORP. 1 — 5,**

Defendants.

The following papers read on this motion:

Order to Show Cause, Affirmation & Exhibits Annexed 1

This motion by Hymowitz and Freeman, to be relieved as counsel for DKN Construction Corp., Barry Minsky and Abe Minsky, is granted without opposition. It is further

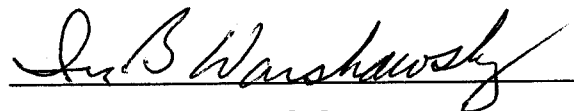
ORDERED, this matter is presently set down for a Discovery Conference on **September 17, 2010, at 9:30 A.M.** Defendants DKN Construction Corp., Barry Minsky and Abe Minsky are directed to engage new counsel by the aforesaid date who will appear on behalf of the corporate defendant. Individual defendants may appear by counsel or on their own behalf. Upon payment of accrued disbursements and subject

to a Retaining Lien, Hymowitz and Freeman is directed to turn over the file to incoming counsel or to Barry Minsky or Abe Minsky.

Movant is directed to serve a copy of this order on all parties with proof of service filed with the court.

Counsel for all parties are reminded that this matter has been assigned to the Commercial Division of the Supreme Court of Nassau County and the parties are directed to follow the Rules of this Division.

Dated: August 26, 2010


J.S.C.

ENTERED
AUG 30 2010
NASSAU COUNTY
COUNTY CLERK'S OFFICE