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SHORT FORM ORDER

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NASSAU

P R E S E N T : HON. JEFFREY S. BROWN
JUSTICE

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PROGRESSIVE SELECT INSURANCE COMPANY,

Plaintiff,

-against-

JASON JOAQUIN, ORIN CHESNEY, QUINCY
SINCLAIR, BUDGET TRUCK FUNDING, MOHAMED
IFITIKAR HOOSEIN, TROY THOMPSON, NESTOR
LUIS CORA, MT., ST. MICHAEL PHYSICAL THERAPY,
PC, A & F MEDICAL, P.C., BENOIT CHIROPRACTIC,
P.C., BIO-REFERENCE LABORATORIES, INC., FIVE
BORO PSYCHOLOGICAL AND LICENSED MASTER
SOCIAL WORK SERVICES PLLC, GOLDEN STAR
MEDICAL DIAGNOSTICS, P.C., GS PHYSICAL
THERAPY OFFICE P.C., INNOVATIVE VIEW
MEDICAL, P.C., MED HELP SUPPLY, INC.,
MOBILITY EXPERTS MEDICAL P.C., REHABXPRESS
PT P.C., SM CHIROPRACTIC, P.C., SML ACUPUNCTURE
P.C. and UTICA COMPREHENSIVE MEDICAL P.C.,

Defendants.

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TRIAL/IAS PART 17

INDEX # 14980/11

Motion Seq. 1
Motion Date 4.9.12
Submit Date 4.9.12

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The following papers were read on this motion:

Papers Numbered

Notice of Motion, Affidavits (Affirmations), Exhibits Annexed..... 1

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Upon the foregoing papers, this unopposed motion submitted by the plaintiff, seeking an order, pursuant to CPLR § 3215, granting it a default judgment against the defendants JASON JOAQUIN, QUINCY SINCLAIR, NESTOR LUIS CORA, MT.ST., MICHAEL PHYSICAL THERAPY PC, A&F MEDICAL PC, BENOIT CHIROPRACTIC PC, GOLDEN STAR MEDICAL DIAGNOSTICS PC, GS PHYSICAL THERAPY OFFICE PC, INNOVATIVE VIEW MEDICAL PC, MED HELP SUPPLY INC, MOBILITY EXPERTS MEDICAL PC, REHABXPRESS PT PC, SML ACUPUNCTURE PC and UTICA COMPREHENSIVE MEDICAL PC, is decided as provided herein.

The plaintiff commenced this action by filing a summons and complaint on October 19, 2011. The plaintiff has now submitted proper proof of service on each above named defendants. The above named defendants have failed to answer or otherwise appear in this action.

It appears from a review of the documentation presented that all necessary parties have been properly served with notice of this application.

Accordingly, it is hereby

ORDERED, that the plaintiff is awarded a default judgment, pursuant to CPLR § 3215, as against the defendants JASON JOAQUIN, QUINCY SINCLAIR, NESTOR LUIS CORA, MT.ST., MICHAEL PHYSICAL THERAPY PC, A&F MEDICAL PC, BENOIT CHIROPRACTIC PC, GOLDEN STAR MEDICAL DIAGNOSTICS PC, GS PHYSICAL THERAPY OFFICE PC, INNOVATIVE VIEW MEDICAL PC, MED HELP SUPPLY INC, MOBILITY EXPERTS MEDICAL PC, REHABXPRESS PT PC, SML ACUPUNCTURE PC and UTICA COMPREHENSIVE MEDICAL PC; and it is further

ORDERED, that this matter shall be set down for an inquest with respect to the amount of money previously paid by plaintiff to these defendants, subject to the approval of the Justice there presiding and provided a note of issue has been filed at least ten (10) days prior thereto, in the Calendar Control Part on **June 11, 2012 at 9:30 a.m.** This directive with respect to a hearing is subject to the right of the Justice presiding in the Calendar Control Part to refer the matter to a Justice, Judicial Hearing Officer or a Court Attorney/Referee as he or she deems appropriate; and it is further

ORDERED, that the plaintiff shall serve a copy of this order upon the defendants, by certified mail, return receipt requested and by regular mail; and it is further

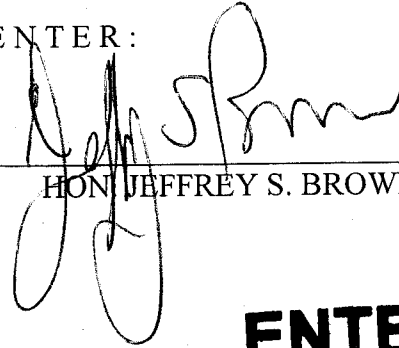
ORDERED, that a copy of this order shall be served on the Calendar Clerk along with the note of issue. The failure to file a note of issue as directed or appear as directed may be deemed an abandonment of the claims giving rise to the hearing.

Upon conclusion of the inquest, plaintiff shall submit a judgment on notice.

The foregoing constitutes the decision and order of this Court. All applications not specifically addressed herein are denied.

Dated: Mineola, New York
April 17, 2012

ENTER :



HON. JEFFREY S. BROWN, JSC

Attorney for Plaintiff
McCormack & Mattei, P.C.
1035 Stewart Avenue,
Garden City, NY 11530

ENTERED
APR 19 2012
NASSAU COUNTY
COUNTY CLERK'S OFFICE