

SUPREME COURT OF THE STATE OF NEW YORK — NEW YORK COUNTY

PRESENT: MANUEL J. MENDEZ Justice PART 13

ISRAEL DISCOUNT BANK OF NEW YORK,  
Plaintiff

-against-

PREMIER WOODCRAFT LTD.,  
Defendant.

INDEX NO. 152748/14  
MOTION DATE 04-30-2014  
MOTION SEQ. NO. 001  
MOTION CAL. NO. \_\_\_\_\_

The following papers, numbered 1 to 2, were read on this motion for an order pursuant to Lien Law § 19 to discharge bond on mechanics lien.

Notice of Motion/ Order to Show Cause — Affidavits — Exhibits ...

Answering Affidavits — Exhibits \_\_\_\_\_

Replying Affidavits \_\_\_\_\_

PAPERS NUMBERED

1-2

Cross-Motion:  Yes  No

Upon a reading of the foregoing cited papers, it is ordered that this motion for an order cancelling the bond in the amount of \$27,777.00, posted to discharge the Mechanic's lien against the premises located at 511 Fifth Avenue New York, N.Y. ( BHB Holdings, 12<sup>th</sup> Floor), Block 1277, Lot 69 is granted on default.

Petitioner moves this court for an order discharging the bond posted to discharge the Mechanic's lien claimed by Respondent Premier Woodcraft LTD., Levied against certain property known as 511 Fifth Avenue New York, N.Y., identified on the tax maps as Block 1277, Lot 69, "BHB Holdings 12<sup>th</sup> Floor.

A Mechanic's lien was filed by Respondent against the property on September 15, 2006. Such lien was discharged by the posting of a bond on September 22, 2006 through International Fidelity Insurance Company. The Bond was recorded in the New York County Clerk's office under number 002175528-01. Pursuant to Lien Law § 19 the lien expired by operation of law for failure to foreclose.

This motion was noticed to be heard on April 30 2014. Respondent did not appear or submit any opposition to the motion and is in default.

Accordingly, it is ORDERED and ADJUDGED that the petition is granted on default, and it is further

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):

ORDERED and ADJUDGED that the bond posted in the amount of \$ 27,777.00 to discharge the Mechanic's Lien levied against the property located at 511 Fifth Avenue N.Y. N.Y. , identified on the tax map as Block 1277, Lot 69, is canceled, discharged and terminated, and it is further

ORDERED that the County Clerk of New York County is DIRECTED to cancel and discharge of record the Bond recorded under number 002175528-01 posted to discharge Respondent's Mechanic's Lien, and it is further

ORDERED that the commissioner of finance of the City of New York pay to Petitioner's attorney Graber PLLC, the funds on deposit in the sum of Twenty Seven Thousand Seven Hundred and Seventy Seven and 00/100 ( \$27,777.00) Dollars, as set forth in the Bond plus accrued interest if any, less lawful fees , upon service of a copy of this order by the clerk of the Court.

ENTER:

MANUEL J. MENDEZ  
J.S.C.

Dated: April 30, 2014

Manuel J. Mendez  
J.S.C.

Check one:  FINAL DISPOSITION  NON-FINAL DISPOSITION  
Check if appropriate:  DO NOT POST  REFERENCE

*Norman Goldman*  
Clerk

**FILED**  
JUL 28 2014  
COUNTY CLERK'S OFFICE  
NEW YORK

THIS IS AN E-FILED CASE.  
ALL DOCUMENTS MUST  
BE FILED ELECTRONICALLY.

Index No. 152748/14

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

1542 DISCOUNT BANK OF NEW YORK

Plaintiff,

-against-

PREMIER WOODCRAFT LTD

Defendants.

ORDER AND JUDGMENT

DANIEL A. GELBER

GELBER PLLC

1040 AVENUE OF THE AMERICANS - 11TH FL.

NEW YORK, NY 10018

212-877-9009

**FILED**  
JUL 28 2014 12:11 PM  
AT N.Y., CO. CLKS OFFICE