

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ROCKLAND

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EMMIS RADIO, LLC D/B/A HOT 97,

Index No.: 034577/2020

Plaintiff,  
-against-

**AFFIRMATION IN  
SUPPORT**

WILLIAM BENSON GROUP, LLC D/B/A  
BILLIONAIRES ROW, and D/B/A  
BILLIONAIRES ROW CHAMPAGNE, AND  
D/B/A BILLIONAIRES ROW, LLC

Defendant.

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DAVID C. VAN LEEUWEN, an attorney duly licensed to practice law in the State of New York, hereby affirms under the penalties of perjury pursuant to CPLR § 2106 that:

1. I am an attorney of the law firm of Peyrot & Associates, P. C., attorneys for Defendant. As such, I am fully familiar with the facts set forth herein. The statements herein are based upon my personal knowledge of this matter, unless alleged to be upon information and belief.

2. I respectfully submit this Affirmation in support of Defendant's motion to vacate.

3. Annexed hereto as Exhibit A is a copy of the secretary of state printout as of March 12, 2021.

4. Annexed hereto as Exhibit B is a copy of the secretary of state printout as of March 10, 2021.

5. Annexed hereto as Exhibit C is a copy of the complaint.

6. Annexed hereto as Exhibit D is a copy of the E-filing printout as to appearances in the case Index No: 656199/2017.

7. Based on the reasons set forth in Defendants' memorandum of law submitted herewith, Defendants' motion to for a protective order should be granted in its entirety.

Dated: New York, New York  
March 29, 2021

/s/ David Van Leeuwen  
DAVID VAN LEEUWEN