

At an I.A.S. Trial Term, Part <sup>68</sup> of the Supreme Court of the State of New York, held in and for the County of Kings, at the Courthouse, located at Civic Center, Borough of Brooklyn, City and State of New York, on the <sup>20</sup> day of ~~October~~ <sup>12<sup>th</sup></sup> 20 <sup>17</sup> ~~16~~ <sup>January</sup>

P R E S E N T :

Hon. BAYNES Justice

PEARL BETA FUNDING, LLC

Plaintiff(s)

Cal. No. 348  
Index No. 508782 / 2016

- against -

ANDREW W. RAST d/b/a ANDY'S CAR  
! TRUCK SALES and ANDREW RAST,

Defendant(s)

| The following papers numbered 1 to   | read on this motion | Papers Numbered |
|--|---------------------|-----------------|
| Notice of Motion - Order to Show Cause and Affidavits (Affirmations) Annexed |                     |                 |
| Answering Affidavit (Affirmation)  |                     |                 |
| Reply Affidavit (Affirmation)  |                     |                 |
| _____ Affidavit (Affirmation)  |                     |                 |
| Pleadings - Exhibits   |                     |                 |
| Stipulations - Minutes   |                     |                 |
| Filed Papers   |                     |                 |

Motion granted to the extent of a dismissing the complaint on the ground of Court's failure to obtain personal jurisdiction over the defendants, in that the complaint was not served nor was the process served. Server licensed to serve process, despite

KINGS COUNTY CLERK  
FILED  
JAN 13 AM 11:49

For Clerks use only

MG EXT

MD

Motion Seq. #

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E N T E R

J. Baynes  
J.S.C.  
HON. JOHNNY LEE BAYNES