

**SHIRLEY WERNER KORNREICH  
J.S.C**

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

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**IN THE MATTER OF THE APPLICATION OF  
DAVID KADOSH,**

**Index No. 650048/2013**

**Petitioner,**

**Hon. Shirley Warner Kornreich**

**-against-**

**FOR THE JUDICIAL DISSOLUTION OF  
213 WEST 85<sup>TH</sup> STREET, LLC and  
MICHEL KADOSH,**

**ORDER OF DISSOLUTION**

**Respondents.**  
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**WHEREAS** Petitioner DAVID KADOSH commenced this Proceeding upon the filing of a Petition on January 7, 2013, seeking the judicial dissolution of 213 WEST 85h STREET, LLC; and

**WHEREAS** Respondent MICHAEL KADOSH filed a Cross-Motion with the Court on March 15, 2013, seeking to consolidate this Proceeding with the action pending before this Court under the caption *Kadosh v. Kadosh*, Index No. 651834/2010 (the "Related Action") and for discovery; and

**WHEREAS** the matter having come forward before the Court on April 12, 2013; and

**WHEREAS** upon oral argument of the motion and cross motion, the Court having determined that it is not reasonably practicable to carry on the business of the LLC and having granted the relief sought in the Petition and denied the relief sought in the cross motion, it is now hereby

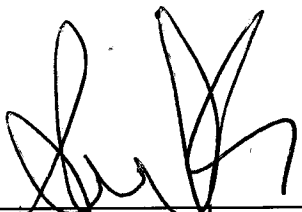
**ORDERED** that the Petition to dissolve 213 WEST 85<sup>th</sup> STREET, LLC pursuant to § 702 of the New York Limited Liability Law is hereby granted; and it is further

**ORDERED** that 213 WEST 85<sup>th</sup> Street LLC be dissolved; and it is further

**ORDERED** that pursuant to New York Limited Liability Company Law § 703, ROBERT L. LEWIS, ESQ., 7 Penn Plaza, Suite 1602, New York, New York, the Receiver appointed in the Related Action, be and hereby is appointed Liquidating Trustee to wind up the business of the LLC; and it is further

**ORDERED** that the Liquidating Trustee may list the real estate owned by the LLC a/k/a 213 West 85<sup>th</sup> Street, New York, New York, which is the sole asset of the LLC, for sale with any commercial real estate brokers in New York which brokers the Liquidating Trustee deems appropriate, that the Trustee may hire an appraiser to obtain a current market value if the Liquidating Trustee deems it appropriate and that the Liquidating Trustee may, upon notice to the parties and the Court, enter into a contract for the sale of the real property, retain an attorney to represent him in the sale of the real property, and close on the real property paying all ~~usual~~ <sup>but</sup> and customary closing expenses; and it is further

**ORDERED** that after closing on the sale of the premises, the Liquidating Trustee hold all remaining monies pending further Order of the Court.

  
10/21/13  
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Hon. Shirley Werner Kornreich, J.S.C.