

At IAS Part 60 of the Supreme Court of the State of New York, held in and for the County of New York, at the Courthouse, 60 Centre Street, New York, New York on the 26th day of May, 2023

HON. MELISSA ANNE CRANE, J.S.C

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MALI FUKS, individually and on behalf of R&L REALTY ASSOCIATES, a New York partnership,

Plaintiff,

Index No. 122768/96

-against-

RAKIA ASSOCIATES, 2701 BROADWAY ASSOCIATES, LANCASTER STUDIO ASSOCIATES, UPWEST COMPANY, 27 EAST 21 STREET COMPANY, 504 WEST 111 OWNERS CORP., RUTH SHOMRON, ALFRED SZALA, GOLDSTICK, WEINBERGER, FELDMAN & GROSSMAN, P.C., ESTATE OF HOWARD SIMON, LARRY GOLDSTEIN, and LINDA GOLDSTEIN,

Defendants.

Amended JUDGMENT

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Certain matters having been referred to Special Referee Lancelot B. Hewitt to hear and report, and Special Referee Hewitt having issued his report dated May 21, 2021, and motions pursuant to CPLR 4403 having come on to be heard before Honorable Melissa Anne Crane, J.S.C. at Part 60 of this Court at 60 Centre Street, New York, New York, and a Decision and Order having been entered thereon on April 10, 2023, and an inquest to determine the amounts due on the balance of certain loans referenced in defendant Ruth Shomron's eighth counterclaim having been held on May 10, 2023 resulting in a Decision and Order, dated May 10, 2023 having been entered on May 11, 2023,

NOW, upon motion of The Law Firm of Guy S. Halperin, PLLC, attorneys for defendants, it is,

ADJUDGED that the Referee's Report dated May 21, 2021 with respect to the above captioned action, is confirmed as modified by the decision and order dated 4/10/2023, and it is

ADJUDGED that Plaintiff Mali Fuks, having an address at 30 West 63rd Street, Apt. 31C, New York, New York 10023, shall have judgment on the twelfth cause of action of her Complaint, and shall recover of defendant Ruth Shomron, having an address at 222 West 23rd Street, Apt. 810, New York, New York 10011, the amount of \$375,000.00, plus interest at 9% per annum from December 30, 1996 in the sum of \$895,345.89, for a total sum of \$1,270,345.89, and that Plaintiff Mali Fuks shall have execution therefor, and it is

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ADJUDGED AND DECLARED that the loans specified in defendant Ruth Shomron's eighth counterclaim are valid and enforceable, but that the eighth counterclaim is dismissed with prejudice for failure of proof as to amounts, except for the loan to Harry Sloan (see next paragraph), and it is

ADJUDGED and DECLARED that Defendant Ruth Shomron, on behalf of R&L Realty Associates, is authorized to pay back the loan made by Harry Salon to R&L Realty Associates in the amount of \$40,000.00 plus interest of 10% per annum from February 1, 1994 to the date of this Judgment in the amount of ~~\$177,764.38~~ \$117,764.38, for a total of \$157,764.38, and it is

ADJUDGED that, Plaintiff's objections to the accounting of defendant Ruth Shomron are upheld as the accounting is substantially and significantly inaccurate and incomplete, and it is

ADJUDGED that except as otherwise stated, the Complaint of Plaintiff Mali Fuks, individually, and on behalf of R&L Realty Associates, is dismissed with prejudice, and it is


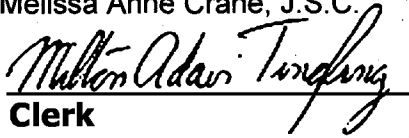
ADJUDGED that, except as otherwise stated, the Counterclaims asserted by the Defendants are dismissed with prejudice.

The clerk is directed to enter judgment accordingly.

Dated: May 26, 2023

5 th Jul. 2023
Date

FILED
Jul 05 2023
NEW YORK
COUNTY CLERK'S OFFICE


Melissa Anne Crane, J.S.C.

Clerk

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

Index#122786/1996

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MALI FUKS, individually and on behalf
of R&L REALTY ASSOCIATES, a New York
partnership,

Plaintiff,

-against-

RAKIA ASSOCIATES, 2701 BROADWAY ASSOCIATES,
LANCASTER STUDIO ASSOCIATES, UPWEST
COMPANY, 27 EAST 21 STREET COMPANY, 504 WEST
111 OWNERS CORP., RUTH SHOMRON, ALFRED
SZALA, GOLDSTICK, WEINBERGER, FELDMAN &
GROSSMAN, P.C., HOWARD SIMON, LARRY
GOLDSTEIN, and LINDA GOLDSTEIN.

Defendants.

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JUDGMENT

96 122768

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**FILED AND
DOCKETED**
Jul 05 2023
AT 02:36 P M
N.Y. CO. CLK'S OFFICE

User Name: **Albert Kenneth Lawler**

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