

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF QUEENS

CAPMARK FINANCE LLC,

X

Index No.: 17605/09

FILED

Plaintiff,

- against -

151-45 SIXTH ROAD WHITESTONE PARTNERS
LLC, a Delaware limited liability company, TEVFIK
ARIF, an individual, BAYROCK GROUP, L.L.C., a
New York limited liability company, GMUL
INVESTMENT COMPANY LTD., an Israeli
registered company, AKRF ENGINEERING, P.C., a
New York professional corporation, AKRF, INC., a
New York corporation, NEW YORK STATE
DEPARTMENT OF TAXATION AND FINANCE
and JOHN DOES 1-10, the last ten names being
fictitious and unknown to plaintiff, the persons or
parties intended being the tenants, occupants, persons
or corporations, if any, having or claiming an interest
in or lien upon the premises described in the
complaint,

X

Defendants.

NOTICE OF ENTRY

Justice Bernice D. Siegel

PLEASE TAKE NOTICE that annexed hereto is a true copy of an Order entered

in the Office of the Clerk for the above-captioned Court on February 11, 2013.

QUEENS COUNTY CLERK
RECEIVED

13 FEB 14 PM 2:19

Dated: New York, New York
February 13, 2013

KELLEY DRYE & WARREN LLP

By: 

David Zalman
Nicole M. Hudak
101 Park Avenue
New York, NY 10178
(212) 808-7800

Attorneys for Plaintiff Capmark Finance,
LLC

TO:

Howard S. Koh, Esq.
Meister Seelig & Fein LLP
2 Grand Central Tower
140 East 45th Street, 19th Floor
New York, NY 10017
*Attorneys for 151-45 Sixth Road Whitestone
Partners LLC, Bayrock Group, L.L.C. & GMUL
Investment Company LTD*

Mel Dogan, Esq.
Dogan & Associates
Attorneys At Law
5 East 59th Street, Suite 750
New York, NY 10022
Attorneys for Mr. Tevfik Arif

Robert Abrams, Esq.
Katsky Korins LLP
605 Third Ave
New York, NY 10158
*Attorneys for AKRF Engineering, P.C. & AKRF,
Inc.*

Mr. John Roddy
EnviroBusiness, Inc. d/b/a EBI Consulting
21 B Street
Burlington, MA 01803

NYS Department of Taxation and Finance
1740 Broadway
New York, NY 10019

SEQUENCE NO. 9

At Individual Assignment
Part 19 of the Supreme Court of the
State of New York, held in and for
the County of Queens at the Supreme
Courthouse, 88-11 Sutphin Blvd.,
Jamaica, New York on the 4 day
of February 2013

PRESENT: HON. BERNICE D. SIEGAL
SUPREME COURT OF THE STATE OF NEW YORK
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in or lien upon the premises described in the
complaint,

Defendants.

X

**ORDER TERMINATING
RECEIVERSHIP &
DISCHARGING RECEIVER**

Justice Bernice D. Siegel

UPON the annexed Stipulation made by and between the undersigned counsel for
Plaintiff Capmark Finance, LLC. and Defendants 151-45 Sixth Road Whitestone Partners LLC,
Bayrock Group, L.L.C., GMUL Investment Company Ltd, AKRF Engineering, P.C., AKRF,
Inc., and Mr. Tevfik Arif, the only defendants who have appeared or answered including those
who waived notices, and upon all other pleadings and proceedings filed and had herein and the
Affirmation of Nicole Hudak, dated November 27, 2012; it is

~~Patricia P. Satterfield~~ Patricia P. Satterfield

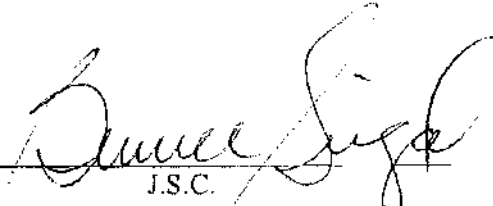
NOW, upon the Order of Hon. Patricia P. Satterfield, dated July 27, 2009,
appointing EnviroBusiness, Inc. d/b/a EBI Consulting ("EBI Consulting") as Temporary
Receiver of the Mortgaged Premises without any bond or surety required, and this Court's Order

Confirming A Bankruptcy Court Order Appointing Temporary Receiver, dated, May 14, 2012, it
is

ORDERED, that the receivership of EBI Consulting, Inc. is hereby terminated
and EBI Consulting is hereby discharged.

Dated: February 4, 2013

ENTER


J.S.C.
HON. BERNICE D. SIEGAL

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in or lien upon the premises described in the
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Defendants.

X

**AFFIDAVIT OF SERVICE
BY FIRST-CLASS MAIL**

STATE OF NEW YORK)
) SS.:
COUNTY OF NEW YORK)

Yoojin Park, being duly sworn, deposes and states:

1. I am not a party to this action, and I am over 18 years of age.
2. On the 13th day of February, 2012, I served NOTICE OF ENTRY OF THE ORDER TERMINATING RECEIVERSHIP & DISCHARGING RECEIVER upon the following attorneys at the addresses designated by them for service of papers:

Howard S. Koh
Meister Seelig & Fein LLP
2 Grand Central Tower
140 East 45th Street, 19th Floor
New York, New York 10017

Robert Abrams
Katsky Korins LLP
605 Third Ave
New York, New York 10158

Mel Dogan
Dogan & Associates
Attorneys At Law
5 East 59th Street, Suite 750
New York, New York 10022

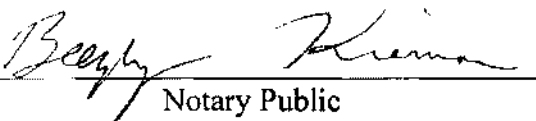
Mr. John Roddy
EnviroBusiness, Inc. d/b/a EBI Consulting
21 B Street
Burlington, MA 10803

NYS Dept. of Taxation and Finance
1740 Broadway
New York, NY 10019

By depositing true copies of said document enclosed in prepaid, sealed wrappers in an official depository under the exclusive care and custody of the United States Post Office within the State of New York.


Yoojin Park

Sworn to before me this
13th day of February, 2013.


Notary Public

BEEZLY J. KIERNAN
Notary Public, State of New York
No. 01K16244485
Qualified in Queens County
Commission Expires July 11, 2015