

STATE OF NEW YORK
SUPREME COURT : COUNTY OF CHENANGO-----X
EDWARD DAIRE and ALLISON DAIRE

Plaintiffs,

-vs-

HBE GROUP, INC. AND STERLING
INSURANCE COMPANY,Defendants.
-----XNOTICE OF CROSS-MOTION

Index No. 2019-5393

Judge Assigned:

Hon. Joseph A. McBride

PLEASE TAKE NOTICE that, upon the accompanying Affirmation of Ronald R. Benjamin, dated the 16th day of August 2020, and the proposed SECOND AMENDED COMPLAINT of plaintiffs Edward and Allison Daire, that plaintiffs by and through their attorney, Ronald R. Benjamin, will move this Court:


_____ at the Chenango County Courthouse, located at 13 Eaton Avenue, Norwich, New York 13815, **or**
 X via SKYPE,

on the 24th day of August, 2020, at 1:30PM or as soon thereafter as counsel may be heard, for the following:

1. Pursuant to CPLR §3025(b), an Order granting plaintiff leave to file, and to deem filed nunc pro tunc to the date of this notice, the proposed Second Amended Complaint annexed and filed herewith with respect to the plaintiffs' second cause of action under GBL §349; and

~~2. Such other and further relief the Court deems just and proper.~~

Dated: August 16, 2020
Binghamton, New York



Ronald R. Benjamin
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