FILED:	BRONX COUNTY CLERK 02/27/2015 02:17 C. NO. 25  NEW YORK SUPREME COURT - CO	PM OUNTY OF BRO	INDEX NO	0. 24510/2013E
NYSCEF DO	C. NO. 25	RECI	CIVED NYSCE ——	F: 02/27/2015
//	PART 15		C D'	
CHINDEN OF COLUMN OF THE CHATE OF MENT WORK			Case Dispo	
SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF BRONX:				Appearance 🗆
	X			PPOW
NEW ENGLAND RETAIL EXPRESS, Index №. 0024510/2013E				
-against- Hon <u>MARYANN BRIGANTTI</u> ,				
	LEAHY,BETTE		Just	ice.
	X			
The following papers numbered 1 to Read on this motion, <u>DISMISSAL</u> Noticed on <u>December 16 2014</u> and duly submitted as No on the Motion Calendar of				
- TVOICE	on the state of th		PAPERS N	JMBERED
	Notice of Motion - Order to Show Cause - Exhibits and Affidavits Annexe	ed	1	2
	Answering Affidavit and Exhibits	A FINAL PLANE		
	Replying Affidavit and Exhibits			
	Affidavits and Exhibits			
	Pleadings - Exhibit			
	Stipulation(s) - Referee's Report - Minutes			
	Filed Papers			
	Memoranda of Law			
	Upon the foregoing papers this			
Weight.				
	Defendant's unannosed motion to dismiss the	nlaintiff's second	l cause of act	ion
	Defendant's unopposed motion to dismiss the plaintiff's second cause of action, asserting copyright infringement, is granted on default, and that cause of action is dismissed, pursuant to CPLR 3211(a)(2). The Court lacks subject matter jurisdiction over this claim, since it falls under the exclusive jurisdiction of the Federal Courts (17 U.S.C. §301[a]).  This constitutes the Decision and Order of this Court.			
ed to				
ferre				
y Re				
tfull				
sbec				
s Re	Name of the Part o			
Motion is Respectfully Referred to: Justice: Dated:		4.		
Motion Justice: Dated:	2 73 15	10 /	1/21	
			1	