

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS

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YLEIN SANCHEZ,

Index No: 517678/2018

Plaintiff,

**RESPONSE TO PRELIMINARY  
CONFERENCE ORDER AND  
DEFENDANT 146 LINDEN BLVD  
LLC'S COMBINED DEMANDS**

-against-

146 LINDEN BLVD LLC and BIG APPLE  
DESIGNERS INC.,

Defendants.  
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PLEASE TAKE NOTICE that the defendant BIG APPLE DESIGNERS, INC., and their attorneys, LAW OFFICE OF KEVIN J. PHILBIN, as and for their response to the Preliminary Conference Order and Defendant 146 LINDEN BLVD LLC's Combined Demands, upon information and belief, set forth the following:

**Insurance Coverage:**

This office has been provided with the following insurance information: Scottsdale Insurance Company, issued General Liability Policy No. NCS0001106 to the above named Defendant, BIG APPLE DESIGNERS, INC., with policy limits of \$1,000,000.00 per occurrence and \$2,000,000.00 per general aggregate for the policy period July 9, 2017 to July 9, 2018.

Excess/ Umbrella Insurance Information: NONE.

**All parties to exchange the names and addresses of all witnesses:**

Other than the parties, the agents, servants, and/or employees, or any witnesses identified by plaintiff, or any witness identified in any accident reports or in plaintiff's medical records, defendant is unaware of any additional witnesses.

**Party statements:**

Other than the pleadings, any statements contained in any accident reports, or in plaintiff's medical records, defendant is not in possession of any statements by plaintiff.

**Photographs:**

Responding defendant is not in possession of any photographs.

**Surveillance videos:**

Responding defendant is not in possession of any surveillance videos.

**Accident reports:**

Responding defendant is not in possession of any accident reports.

**All parties shall supply expert witness disclosure pursuant to the CPLR:**

Responding defendant has not yet retained an expert witness. When an expert is retained, defendant will exchange their expert witness disclosure with all parties pursuant to CPLR 3101(d).

PLEASE TAKE NOTICE that defendant's investigation into the facts and circumstances surrounding the incident complained of and if said investigation reveals any information that is the subject of the Preliminary Conference Order, defendants reserve their right to supplement and/or amend this Response, provided that such information is not otherwise privileged.

Dated: New York, NY  
May 16, 2019

Yours, etc.

LAW OFFICE OF KEVIN J. PHILBIN  
*Attorneys for Defendant*  
BIG APPLE DESIGNERS INC.  
One Whitehall Street – 13<sup>TH</sup> Floor  
New York, NY 10004-2109  
Phone: (212) 248-9100  
File No.: 18-017498



By: ELAN RADAY

TO: MIRMAN MARKOVITS & LANDAU, PC  
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**Index No. 517678**

**Year: 2018**

**SUPREME COURT OF THE STATE OF NEW YORK  
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**YLEIN SANCHEZ,**

**Plaintiff,**

**-against-**

**146 LINDEN BLVD LLC and BIG APPLE DESIGNERS INC.,**

**Defendants.**

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**RESPONSE TO PRELIMINARY CONFERENCE ORDER AND DEFENDANT 146  
LINDEN BLVD LLC'S COMBINED DEMANDS**

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**LAW OFFICE OF KEVIN J. PHILBIN**

**Attorneys for Defendant**

**ELAN RADAY, ESQ.**

**One Whitehall Street, 13<sup>th</sup> floor**

**New York, New York 10004**

**(212) 248-9100**

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**NOTICE OF ENTRY**

**Sir: Please take notice that the within is a (certified) true copy of the                      duly entered in  
the office of the Clerk of the within named court on                      , 2019.**

**Dated: New York, New York**