

# EXHIBIT A

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS: COMMERCIAL DIVISION

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MENACHEM FARRO, individually and derivatively as a	:	Index No. 518007/2016
shareholder in the right of LM INTERNATIONAL, INC.,	:	
SELLER1ON1 INCORPORATED, WML	:	Hon. Sylvia G. Ash
COMMUNICATIONS, INC., and as a member in the	:	
right of LMEG WIRELESS, LLC,	:	Motion Sequence No. 008
	:	
Plaintiff,	:	<b>NOTICE OF MOTION</b>
	:	<b>TO QUASH AND FOR</b>
-against-	:	<b><u>PROTECTIVE ORDER</u></b>
	:	
ZALMAN SCHOCHET a/k/a SCHNEUR ZALMAN	:	
SCHOCHET, LEVI WILHELM, LM	:	
INTERNATIONAL, INC., SELLER1ON1	:	
INCORPORATED, WML COMMUNICATIONS, INC.,	:	
LMEG WIRELESS, LLC, SELLER WIRELESS, LLC,	:	
LM WIRELESS INTERNATIONAL, LLC, LMZT, LLC	:	
and LMEG ACQUISITION LLC,	:	
	:	
Defendants.	:	

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**PLEASE TAKE NOTICE**, that upon the Affirmation of Peter A. Mahler, dated July 10, 2017, the exhibits annexed thereto, the accompanying Memorandum of Law, and upon all of the pleadings and prior proceedings, Defendants, by their attorney, Farrell Fritz, P.C., will move this Court before the Hon. Sylvia G. Ash, Commercial Part 11, Courtroom 541, Kings County Supreme Court, 360 Adams Street, Brooklyn, New York 11201, on August 9, 2017, at 9:30 a.m., or as soon thereafter as counsel may be heard, for an Order: (i) pursuant to CPLR § 2304, quashing the Subpoenas served on Citibank N.A. (“Citibank”) and J.P. Morgan Chase N.A. (“Chase”) dated June 20, 2017 (the “Subpoenas”); (ii) pursuant to CPLR § 3103, issuing a protective order relieving Citibank and Chase of any obligation to comply with the Subpoenas; and (iii) awarding such other and further relief as the Court deems just and proper.

PLEASE TAKE FURTHER NOTICE that, pursuant to CPLR 2214(b) and 2215, answering papers and any notice of cross-motion, with supporting papers, if any, must be served so as to be received at least seven days before the return date of this motion.

Dated: July 10, 2017

FARRELL FRITZ, P.C.

By: /s/ Peter A. Mahler  
Peter A. Mahler  
Franklin C. McRoberts  
*Attorney for Defendants*  
622 Third Avenue, Suite 37200  
New York, New York 10017  
(212) 687-1230

TO: All Counsel of Record (By NYSCEF)

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF KINGS: COMMERCIAL DIVISION

----- X	
MENACHEM FARRO, individually and derivatively as a :	Index No. 518007/2016
shareholder in the right of LM INTERNATIONAL, INC., :	
SELLER1ON1 INCORPORATED, WML :	Hon. Sylvia G. Ash
COMMUNICATIONS, INC., and as a member in the :	
right of LMEG WIRELESS, LLC, :	Motion Sequence No. 008
:	
Plaintiff, :	<b>AFFIRMATION OF</b>
:	<b>PETER A. MAHLER</b>
-against- :	<b>IN SUPPORT OF MOTION</b>
:	<b>TO QUASH AND FOR</b>
ZALMAN SCHOCHET a/k/a SCHNEUR ZALMAN :	<b>PROTECTIVE ORDER</b>
SCHOCHET, LEVI WILHELM, LM :	<b>WITH CERTIFICATION</b>
INTERNATIONAL, INC., SELLER1ON1 :	<b>OF COMPLIANCE WITH</b>
INCORPORATED, WML COMMUNICATIONS, INC., :	<b>UNIFORM RULE SECTION</b>
LMEG WIRELESS, LLC, SELLER WIRELESS, LLC, :	<b>202.7 AND KINGS COUNTY</b>
LM WIRELESS INTERNATIONAL, LLC, LMZT, LLC :	<b>COMMERCIAL DIVISION</b>
and LMEG ACQUISITION LLC, :	<b><u>RULE 18</u></b>
:	
Defendants. :	
----- X	

**PETER A. MAHLER**, an attorney licensed to practice law in the State of New York, affirms the following to be true under penalty of perjury:

1. I am a partner with the law firm of Farrell Fritz, P.C., attorney for Defendants.
2. I have personal knowledge of the facts set forth in this Affirmation.
3. I respectfully submit this Affirmation in support of Defendants' motion for an Order: (i) pursuant to CPLR § 2304, quashing the Subpoenas served on Citibank, N.A. ("Citibank") and J.P. Morgan Chase, N.A. ("Chase"), dated June 20, 2017 (the "Subpoenas"); (ii) pursuant to CPLR § 3103, issuing a protective order relieving Citibank and Chase of any obligation to comply with the Subpoenas; and (iii) awarding such other and further relief as the Court deems just and proper.

4. **Exhibit "1"** annexed hereto is a true copy of the Subpoena to Citibank, dated June 10, 2017, and returnable July 10, 2017.
5. **Exhibit "2"** annexed hereto is a true copy of the Subpoena to Chase, dated June 10, 2017, and returnable July 10, 2017.
6. **Exhibit "3"** annexed hereto is a true copy of the Hon. Sylvia G. Ash's Decision and Order, dated May 19, 2017, and entered May 24, 2017 (NYSCEF Doc. No. 158).
7. **Exhibit "4"** annexed hereto is a true copy of Menachem Farro's Affidavit, sworn to on October 13, 2016, and the pertinent exhibits attached thereto.
8. **Exhibit "5"** annexed hereto is a true copy of the Defendants' Answer, dated June 16, 2017, and Verified by Levi Wilhelm on June 15, 2017.
9. **Exhibit "6"** annexed hereto is a true and accurate copy of the December 2011 Amended Loan Agreement.
10. **Exhibit "7"** annexed hereto is a true and accurate copy of Menachem Farro's Notice of Dissent, dated May 25, 2017.

**Certification of Compliance with Uniform Rule 202.7  
and Kings County Commercial Division Rule 18**

11. **Exhibit "8"** annexed hereto is a true copy of the letter I sent to the Court, dated June 21, 2017, wherein it is represented prior to submitting the letter and in compliance with Kings County Commercial Division Rule 18 and Uniform Rule 202.7, I spoke by telephone on June 20, 2017, with opposing counsel in the persons of Sheldon Eisenberger and Elliot Hahn, Esqs., in a good faith but unsuccessful effort to resolve the dispute.
12. The within disclosure dispute was conferenced with the Court Attorney and opposing counsel on July 6, 2017, at which time I was directed to make the present motion.

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