FILED: NEW YORK COUNTY CLERK 04/09/2018 03:16 PM

NYSCEF DOC. NO. 99

INDEX NO. 150281/2011

RECEIVED NYSCEF: 04/09/2018

X:NAV-55786\Appeal MAC/rf

SUPREME COURT OF THE STATE OF NEW YORK COUNTY OF NEW YORK

TOWER INSURANCE COMPANY OF NEW YORK a/s/o 532 39 REALTY, LLC,

Plaintiff,

Index No.: 150281/11

- against -

NOTICE OF APPEAL

LMW ENGINEERING GROUP, LLC, JIEMING WANG, SHINE REALTY, INC., ZHI KUANG YU, PANE STONE CONSTRUCTION, INC., SHIMING THAM, SHIMING TAM ARCHITECT, P.C., HENG YONG CONSTRUCTION, INC., METAL STONE CONSTRUCTION, INC., and JOHN HSU,

Defendants,

COUNSEL:

PLEASE TAKE NOTICE that the defendant, METAL STONE CONSTRUCTION, INC. hereby appeals to the Appellate Division, First Department, 27 Madison Avenue, New York, New York from an Order of the Supreme Court of the State of New York, New York County (Honorable Erika M. Edwards) made in the above-entitled matter on March 22, 2018, and entered in the Office of the Clerk of New York County, on March 27, 2018, which Order denied defendant, METAL STONE CONSTRUCTION, INC.'s post-trial motion to set aside the verdict pursuant to CPLR 4404(a) and the post-trial motion by defendant PANE STONE CONSTRUCTION INC. to set aside the verdict pursuant to CPLR 4404(a). This appeal is



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taken from those parts of the Order which is adverse to defendant-appellant.

Dated: New York, New York April 4, 2018

MARK A. COLLESANO, ESQ.
BARRY, McTIERNAN & MOORE
Attorneys for Defendant
METAL STONE CONSTRUCTION, INC.
2 Rector Street – 14th Floor
101 Greenwich Street
New York, New York 10006
(212) 313-3600

TO:

RUSSELL G. MONACO, ESQ. LAW OFFICES OF STEVEN G. FAUTH, LLC Attorneys for Plaintiff 40 Wall Street, 28th Floor New York, New York 10005 File No.: TIC10S0188 212-400-7154

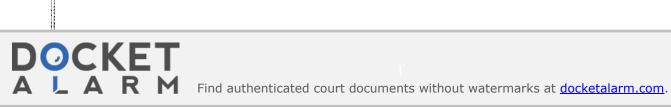
LESTER SCHWAB KATZ & DWYER, LLP Attorneys for Defendants PANE STONE and JOHN HSU 120 Broadway New York, New York 10271 212-964-6611

GOGICK BYRNE & O'NEILL, LLP Attorneys for Defendants SHIMING TAM, SHIMING TAM, ARCHITECT, P.C. 11 Broadway, Room 1560 New York, New York 10004 212-422-9424

RAWLE & HENDERSON, LLP Attorneys for Defendants LMW ENGINEERING GROUP, LLC and JIEMING WANG 14 Wall Street, 27th Floor New York, New York 10005-2101 212-323-7070



FILED: NEW YORK COUNTY CLERK 04/09/2018 03:16 PM	INDEX NO. 150281/2011
NYSCEF DOC. NO. 99	RECEIVED NYSCEF: 04/09/2018
TO:	
SHINE REALTY, INC. No Appearance	
ZHI KUANG YU No Appearance	
	•
HENG YONG CONSTRUCTION, INC.	
No Appearance	



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NYSCEF DOC. NO. 96

INDEX NO. 150281/2011 RECEIVED NYSCEF: 04/09/2018 RECEIVED NYSCEF: 03/27/2018

SUPREME COURT	OF THE ST	FATE OF	NEW YORK
COUNTY OF NEW	YORK		

X Index No.: 150281/11

Tower Insurance Company of New York a/s/o 532 39th REALTY LLC,

Plaintiff,

NOTICE OF ENTRY

-against-

LMW ENGINEERING GROUP LLC, JIEMING WANG, SHINE REALTY, INC., ZHI KUANG YU, PANE STONE CONSTRUCTION INC., SHIMING TAM, SHIMING TAM, ARCHITECT, PC, HENG YONG CONSTRUCTION INC., METAL STONE CONSTRUCTION INC. and JOHN HSU,

Defendants.

PLEASE TAKE NOTICE that the within is a true copy of an Order of the

Honorable Erika M. Edwards of the Supreme Court of the State of New York for the

County of New York, dated March 22, 2018 and entered in the office of the Clerk of

the County of New York on March 27, 2018.

Dated: New York, New York March 27, 2018

LAW OFFICE OF STEVEN G. FAUTH, LLC

By:

Russell G. Monaco, Esq. 40 Wall Street, 28th Floor New York, New York 10005

(212) 400-7154

Attorneys for Plaintiff



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NYSCEF DOC. NO. 96

INDEX NO. 150281/2011

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RECEIVED NYSCEF: 03/27/2018

TO: Lester Schwalb Katz & Dwyer, 120 Broadway New York, NY 10271 Attorneys for Pane Stone Construction and John Hsu

> Barry McTiernan and Moore 2 Rector Street, 14th floor New York, NY 10006 Attorneys for Metal Stone Construction, Inc.

Shiming Tam & Shiming Tam. Architect, PC Dismissed from Case

LMW Engineering Group LLC & Jieming Wang Dismissed from Case

Shine Realty, Inc. No Appearance

Zhi Kuang Yu No Appearance



DOCKET

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