

At Part \_\_\_\_ of the Supreme Court of the State of New York, held in Courthouse of New York County, 60 Centre Street, New York, NY 10007-1474, on the \_\_\_\_ day of \_\_\_\_\_, 2017.

P R E S E N T :

Hon.

Justice.

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In the Matter of the Arbitration between

1199SEIU UNITED HEALTHCARE WORKERS EAST,

Petitioner,

Index No. 656407/2017

-and-

**ORDER AND JUDGMENT**

NESCONSET CENTER FOR NURSING &  
REHABILITATION A/K/A NCNR,

Respondent.

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Petitioner, 1199SEIU UNITED HEALTHCARE WORKERS EAST (“Union” or “1199”), having applied to the Court for an Order confirming the Award of the Arbitrator made in the above-entitled proceeding, dated and duly affirmed August 31, 2017, the petition having regularly come on to be heard before me in IAS Part \_\_\_\_\_, upon reading and filing the Notice of Petition dated October 16, 2017 and the Petition verified on October 16, 2017 with proof of service, on application of LEVY RATNER, P.C., attorneys for Petitioner, it is

ORDERED AND ADJUDGED, that the Petition to confirm the Award of the Arbitrator in the above-entitled proceeding, and for judgment thereon is granted on default and the Award is confirmed; and it is

ORDERED AND ADJUDGED, that 1199SEIU UNITED HEALTHCARE WORKERS EAST, with its offices at 310 West 43rd Street, New York, NY 10036-6407, recover upon said Award, for and on behalf of the following funds for the following amounts:

FUND	AMOUNT
<b>1199SEIU NATIONAL BENEFIT FUND FOR HEALTH AND HUMAN SERVICE EMPLOYEES</b>	\$ 168,624.00
plus interest due per Agreement	\$ 2,661.03
plus costs and expenses of Arbitration per Agreement	\$ 500.00
<b>BENEFIT FUND TOTAL</b>	171,785.03
<b>1199SEIU HEALTH CARE EMPLOYEES PENSION FUND</b>	\$ 66,051.51
plus interest due per Agreement	\$ 1,042.35
plus costs and expenses of Arbitration per Agreement	\$ 500.00
<b>PENSION FUND TOTAL</b>	67,593.86
<b>LEAGUE/1199SEIU TRAINING AND UPGRADING FUND</b>	\$ 3,069.31
plus interest due per Agreement	\$ 48.44
plus costs and expenses of Arbitration per Agreement	\$ 306.93
<b>TRAINING AND UPGRADING FUND TOTAL</b>	3,424.68
<b>1199SEIU/EMPLOYER CHILD CARE FUND</b>	\$ 3,069.31
plus interest due per Agreement	\$ 48.44
plus costs and expenses of Arbitration per Agreement	\$ 306.93
<b>CHILD CARE FUND TOTAL</b>	3,424.68
<b>LEAGUE/1199SEIU/HEALTH CARE INDUSTRY JOB SECURITY FUND</b>	\$ 1,534.66
plus interest due per Agreement	\$ 24.22
plus costs and expenses of Arbitration per Agreement	\$ 153.47
<b>JOB SECURITY FUND TOTAL</b>	1,712.35
<b>TOTAL SUM OF ALL FUNDS MENTIONED ABOVE</b>	\$ 247,940.60

all against NESCONSET CENTER FOR NURSING & REHABILITATION A/K/A NCNR, with its place of business at 100 Southern Blvd., Nesconset, NY 11767, together with **interest at 1.5% per month** on the principal as provided in the Arbitrator's Award in an amount to be calculated by the clerk, in the sum of \$\_\_\_\_\_, and the costs and

disbursements of this application as taxed by the clerk in the amount of \$620.00, plus attorneys' fees of **\$700.00** as provided for in the Arbitrator's Award, said sums to be computed by the clerk totaling to a sum of \$\_\_\_\_\_; and that the petitioner, 1199SEIU UNITED HEALTHCARE WORKERS EAST, shall have execution on the total amount of the judgment at the post-judgment interest rate of 1.5% per month until date of final payment.

E N T E R

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J.S.C.