

**SUPREME COURT - STATE OF NEW YORK**  
**COMMERCIAL DIVISION, PART 46, SUFFOLK COUNTY**

***Present:*** **HON. EMILY PINES**  
J. S. C.

Original Motion Date: 04-17-2013  
Motion Submit Date: 04-17-2013  
Motion Sequence No.: 006 MD  
007 MOTD

[ ] FINAL  
[ x ] NON FINAL

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**THE PEOPLE OF THE STATE OF NEW YORK,**  
**by ERIC T. SCHNEIDERMAN, Attorney General**  
**of the State of New York,**

**Plaintiff,**

**-against-**

**COALITION AGAINST BREAST CANCER,**  
**INC., ANDREW SMITH, DEBRA KOPPELMAN,**  
**PATRICIA SCOTT, CAMPAIGN CENTER,**  
**INC., and GARRETT MORGAN,**

**Defendants.**

Attorney for Plaintiff  
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New York State Attorney General  
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Long Tuminello, Besso, Seligman,  
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In an action brought by the State of New York (“State” or “Plaintiff”) against a “sham charity”, Defendant Coalition against Breast Cancer (“CABC”), which the State claims raised millions of dollars from public donations over many years, and which it alleges were diverted to pay the charity’s fundraisers, officers and directors, the State moves, pursuant to CPLR § 3212, for Summary Judgment on its First, Second, Sixth, Seventh and Eighth causes of action, consisting of those claims it has asserted against Defendants Campaign Center, Inc. (“Campaign Center”) and Garrett Morgan (“Morgan”). The Campaign Center and Morgan have likewise moved for Summary