

Following this cover page are scanned images of no-opposition summary judgment motions and orders filed on the selected date. **The documents are displayed in no particular order.** However, all of these documents are searchable.

To find a specific order, please use the Search/Find function within a PDF viewer.

- 1) Select **Edit > Find** in the main menu or press **Ctrl-f** (**Command-f** or **Apple-f** on a Mac);
- 2) Enter the index number, a word, or a phrase in the form field provided and press **Enter** or **Return**.

In most applications, the first appearance of the index number, the word, or the phrase in the document will be highlighted.

Tip: **Ctrl-f** opens the Find function in most applications, including browsers and PDF viewers.

RECEIVED  
MAY 28 2019  
PART 13  
NYS SUPREME COURT - CIVIL

SUPREME COURT OF STATE OF NEW YORK  
COUNTY OF NEW YORK

IN RE: NEW YORK COUNTY  
ASBESTOS LITIGATION

In the matter of

THOMAS VALACHOVIC

NYCAL

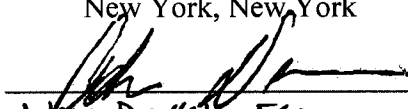
Index No.: 110318/2002

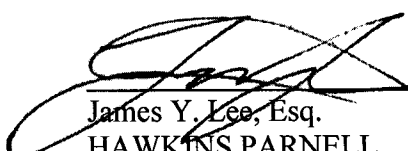
**NO-OPPOSITION MOTION FOR  
SUMMARY JUDGMENT**

WHEREFORE, defendant O'CONNOR CONSTRUCTORS, LLC, f/k/a Thomas O'Connor & Constructors, Inc. (hereinafter "O'Connor"), hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing Plaintiff's complaint against it, with prejudice, there being no opposition thereto,


ORDERED, that upon notice to all co-defendants, all claims and cross claims against O'Connor, be and are hereby dismissed with prejudice and without costs.

Dated: December, 12, 2018  
New York, New York

  
Adam Dreksler, Esq.  
WEITZ & LUXENBERG, P.C.  
Attorneys for Plaintiff  
700 Broadway  
New York, NY 10003  
(212) 558-5000

  
James Y. Lee, Esq.  
HAWKINS PARNELL  
THACKSTON & YOUNG LLP  
Attorneys for Defendant, O'Connor  
600 Lexington Avenue, 8<sup>th</sup> Floor  
New York, New York 10022-7678  
(212) 897-9655

SO ORDERED,

  
Hon. Manuel Mendez

**MANUEL J. MENDEZ**  
J.S.C.

**FILED**

MAY 29 2019

COUNTY CLERK'S OFFICE  
NEW YORK

**RECEIVED**  
**MAY 28 2019**  
PART 13  
NYS SUPREME COURT - CIVIL

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

In Re: NEW YORK CITY  
ASBESTOS LITIGATION

NYCAL  
I.A.S. Part 13  
(Mendez, M.)

102691/01

This Document Applies to:

**UNOPPOSED SUMMARY  
JUDGMENT MOTION  
AND ORDER**

JOYCE MCILMURRAY, as Personal Representative for  
the Estate of JOHN MCILMURRAY and JOYCE  
MCILMURRAY, Individually,

Plaintiff(s),

-against-

A.C. & S. INC., et. al.,

Defendants.

WHEREFORE, defendant EASTERN REFRACTORIES COMPANY, INC., hereby requests summary judgment in the above-entitled case, pursuant to Civil Practice Law and Rules Section 3212, dismissing plaintiffs' complaint and cross-claims against defendant EASTERN REFRACTORIES COMPANY, INC., with prejudice, and after notice to all co-defendants there is no opposition thereto,

ORDERED, that upon notice to all co-defendants, all claims and cross claims against defendant EASTERN REFRACTORIES COMPANY, INC., are dismissed with prejudice and without costs.

Dated: New York, New York  
2019

Justin Siebel, Esq  
WEITZ & LUXENBERG, PC  
700 Broadway  
New York, New York 10003

Melissa Ryan Reitberg, Esq  
McMAHON, MARTINE & GALLAGHER  
55 Washington Street, Suite 720  
Brooklyn, New York 11201

So Ordered:   
Manuel J. Mendez, J.S.C

**MANUEL J. MENDEZ**  
J.S.C.

**FILED**

MAY 29 2019

COUNTY CLERK'S OFFICE  
NEW YORK

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

RECEIVED  
MAY 28 2019  
PART 13  
NYS SUPREME COURT - CIVIL

-----X

DONALD E. MORTION JR.,

NYCAL  
I.A.S. Part 13  
(Mendez, M.)

Plaintiffs,

-against-

A. C. & S. INC., et al.,

**NO OPPOSITION SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Defendants.

Index No.: 113324/2002

-----X

WHEREFORE defendant, Burnham LLC ("Burnham"), requests summary judgment in the above-entitled action, pursuant to Civil Practice Law and Rules §3212, dismissing the complaint and cross-claims against Burnham with prejudice, and after notice to all co-defendants there is no opposition, it is

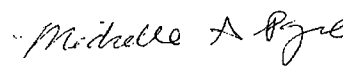
ORDERED that upon notice to all co-defendants, all claims and cross claims against defendant Burnham are dismissed with prejudice and without costs.

Dated: New York, New York  
May 1<sup>st</sup>, 2019

WEITZ & LUXENBERG, P.C.

CLYDE & CO US LLP

By:   
Thomas Cornerford, Esq. Justin  
700 Broadway, 6th Floor W.R., Esq.  
New York, NY 10003  
Tel: (844) 775-5692  
Attorneys for Plaintiffs

By:   
Michelle A. Pope, Esq.  
The Chrysler Building  
405 Lexington Avenue, 16th Floor  
New York, New York 10174  
Tel: (212) 710-3900  
Attorneys for Defendant Burnham LLC

SO-ORDERED: \_\_\_\_\_

HON. M. MENDEZ, J.S.C.  
**MANUEL J. MENDEZ**  
J.S.C.

**FILED**

MAY 29 2019  
COUNTY CLERKS OFFICE  
NEW YORK

RECEIVED  
MAY 28 2019  
PART 13  
NYS SUPREME COURT - CIVIL

SUPREME COURT OF THE STATE OF NEW YORK  
ALL COUNTIES WITHIN NEW YORK CITY

----- X  
IN RE: NEW YORK CITY ASBESTOS LITIGATION  
----- X

KENNETH W. MAXWELL and CONSTANCE  
MAXWELL,

Plaintiffs,

-against-

AC & S, INC., et al.,

Defendants.

**UNOPPOSED SUMMARY  
JUDGMENT MOTION AND  
ORDER**

Index No.: 107598/2000

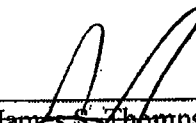
----- X  
WHEREFORE defendant, Burnham LLC ("Burnham"), requests summary judgment in the above-entitled action; pursuant to Civil Practice Law and Rules 3212, dismissing the complaint and cross-claims against Burnham with prejudice, and after notice to all co-defendants there is no opposition, it is:

ORDERED that upon notice to all co-defendants, all claims and cross claims against defendant Burnham are dismissed with prejudice and without costs.

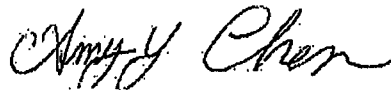
Dated: New York, New York  
\_\_\_\_\_, 2019

WEITZ & LUXENBERG, P.C.

CLYDE & CO US LLP

By:   
James S. Thompson, Esq.  
700 Broadway  
New York, New York 10003  
Tel: (212) 558-5500  
Jason Werner, Esq.

Attorneys for Plaintiffs

By:   
Amy Y. Chen, Esq.  
The Chrysler Building  
405 Lexington Avenue, 16th Floor  
New York, New York 10174  
Tel: (212) 710-3900

Attorneys for Defendant Burnham LLC

SO-ORDERED:   
HON. MANUEL MENDEZ, J.S.C.  
MANUEL J. MENDEZ  
J.S.C.

**FILED**  
MAY 29 2019  
COUNTY CLERK'S OFFICE  
NEW YORK