

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

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CA 24-00974

PRESENT: WHALEN, P.J., CURRAN, SMITH, NOWAK, AND DELCONTE, JJ.

BRIDGE FUNDING CAP LLC, PLAINTIFF-RESPONDENT,

V

ORDER

SIMONEXPRESS PIZZA, LLC, DOING BUSINESS AS HUNGRY
HOWIES, D19 BUILDING, LLC, D19 LIQUOR, INC., THE
SIMON CORPORATION, INC., THE SIMONS ENTERPRISE, INC.,
SIMON & SONS ENTERPRISES, INC., SIMON STORES
CORPORATION, SIMON LAND DEVELOPMENT GROUP, LLC,
F & Z HOLDINGS, LLC, SE CORPORATION OF MICHIGAN,
SIMON HOLDING, LLC, AND FAWZI R. SIMON,
DEFENDANTS-APPELLANTS.
(APPEAL NO. 1.)

AMOS WEINBERG, GREAT NECK, FOR DEFENDANTS-APPELLANTS.

BERKOVITCH & BOUSKILA PLLC, POMONA (DANIELA PALGI OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from a judgment of the Supreme Court, Ontario County
(Frederick G. Reed, A.J.), entered May 20, 2024. The judgment awarded
plaintiff \$229,780, plus costs, disbursements and interest.

It is hereby ORDERED that said appeal is unanimously dismissed
without costs (*see Matter of Eric D.* [appeal No. 1], 162 AD2d 1051,
1051 [4th Dept 1990]).

Entered: July 25, 2025

Ann Dillon Flynn
Clerk of the Court