

Agir Elec., Ltd. v Constrafar, Inc.

Motion No: 2026-02411

Slip Opinion No: 2026 NY Slip Op 69887(U)

Decided on June 09, 2026

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

Supreme Court of the State of New York
Appellate Division, First Judicial Department

Present – Hon. Dianne T. Renwick,
Sallie Manzanet-Daniels
Ellen Gesmer
Julio Rodriguez III
Kelly O'Neill Levy,

Presiding Justice,

Justices.

Agir Electrical, Ltd., doing business as
Pinnacle Electric, etc.,
Plaintiff,

Motion No. **2026-02411**
Index No. 651263/25
Case No. 2026-02376

-against-

Constrafor, Inc., Anwar Ghauche, and CL
Factoring, LLC,
Defendants.

Constrafor, Inc., and Anwar Ghauche,
Third-Party Plaintiffs,

-against-

Antony Girona and Michael Palleschi, also
known as Michael DiCarlo,
Third-Party Defendants.

Plaintiff and third-party defendants having collectively moved, pursuant to CPLR 5704(a) to vacate certain relief granted by a Justice of the Supreme Court, New York County, on or about April 24, 2026,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted to the extent of vacating so much of this Court's April 29, 2026 interim order as restrained any and all accounts of plaintiff into which Advanced Funds were deposited or transferred and restrained plaintiff from dissipating funds except in the ordinary course of its business; continuing the April 29, 2026 interim order pending determination of the underlying motion by Supreme Court insofar as it restrained the personal accounts of third-party defendants to the extent those accounts contain monies diverted from plaintiff; and otherwise, the motion is denied.

ENTERED: June 09, 2026

A handwritten signature in black ink, appearing to read 'Susanna M. Rojas', with a stylized, cursive script.

Susanna Molina Rojas
Clerk of the Court