

Definitions Private Training Gyms, Inc. v Ryan Lutke

Motion No: 2021-02556

Slip Opinion No: 2021 NYSlipOp 70703(U)

Decided on August 26, 2021

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. Anil C. Singh,
Lizbeth González
Tanya R. Kennedy
Saliann Scarpulla
Martin Shulman,

Justice Presiding,

Justices.

Definitions Private Training Gyms, Inc.,
Plaintiff-Appellant,

Motion No. 2021-02556

Index No. 651398/21

Case No. 2021-02007

-against-

Ryan Lutke,
Defendant-Respondent.

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about March 15, 2021, and said appeal having been perfected,

And plaintiff-appellant having moved to preliminarily enjoin and restrain defendant and all persons acting on its behalf from soliciting and training plaintiff's clients in violation of a non-solicitation agreement dated June 23, 2018,

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 denied.

ENTERED: August 26, 2021



Susanna Molina Rojas
Clerk of the Court