

**National Auditing Servs. & Consulting, LLC v Assa**

Motion No: 2023-03068

Slip Opinion No: 2023 NY Slip Op 72917(U)

Decided on September 07, 2023

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. Jeffrey K. Oing,  
Anil C. Singh  
Peter H. Moulton  
Saliann Scarpulla  
Martin Shulman,

Justice Presiding,

Justices.

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National Auditing Services & Consulting,  
LLC,  
Plaintiff-Respondent,

Motion No. 2023-03068  
Index No. 156862/22  
Case No. 2023-00230

-against-

Salim Assa et al.,  
Defendants-Appellants,

Ninth Avenue Tower, LLC, et al.,  
Defendants.

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Plaintiff-respondent having moved for reargument of, or in the alternative, for leave to appeal to the Court of Appeals from, the decision and order of this Court, entered on June 13, 2023 (Appeal No. 439),

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: September 07, 2023



Susanna Molina Rojas  
Clerk of the Court