

**J.G. Jewelry Pte. Ltd. v TJC Jewelry, Inc.**

2025 NY Slip Op 32435(U)

July 1, 2025

Supreme Court, New York County

Docket Number: Index No. 651469/2018

Judge: Joel M. Cohen

Cases posted with a "30000" identifier, i.e., 2013 NY Slip Op 30001(U), are republished from various New York State and local government sources, including the New York State Unified Court System's eCourts Service.

This opinion is uncorrected and not selected for official publication.

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK: COMMERCIAL DIVISION PART 03M

-----X

J.G. JEWELRY PTE. LTD., JDM IMPORT CO. INC.,MG  
WORLDWIDE LLC,MILES BERNARD, INC, ASIA  
PACIFIC JEWELRY, L.L.C.,

Plaintiffs,

- v -

TJC JEWELRY, INC.,SHREE RAMKRISHNA EXPORTS  
PVT., LTD, THE JEWELRY COMPANY, ASHISH SHAH,

Defendants.

<b>INDEX NO.</b>	<u>651469/2018</u>
<b>MOTION DATE</b>	<u>03/05/2025</u>
<b>MOTION SEQ. NO.</b>	<u>019</u>
<b>AMENDED DECISION + ORDER ON MOTION<sup>1</sup></b>	

-----X

SHREE RAMKRISHNA EXPORTS PVT., LTD, THE JEWELRY  
COMPANY

Plaintiffs,

-against-

DAVID KRISS, MICHAEL KRISS

Defendants.

Third-Party  
Index No. 595171/2021

-----X

THE JEWELRY COMPANY

Plaintiff,

-against-

DAVID KRISS, MICHAEL KRISS

Defendants.

Second Third-Party  
Index No. 595210/2021

-----X

HON. JOEL M. COHEN:

The following e-filed documents, listed by NYSCEF document number (Motion 019) 636, 637, 638, 641,  
771, 772, 773, 774, 775, 776

were read on this motion to

SEAL

<sup>1</sup> This Amended Decision and Order corrects the name of the moving party but is otherwise identical to the Court’s prior Decision and Order (NYSCEF 788).

Defendants TJC Jewelry, Inc., Shree Ramkrishna Exports Pvt., Ltd., and The Jewelry Co. (collectively, “Defendants”) move for an order sealing and redacting certain portions of Exhibits C (NYSCEF771), F (NYSCEF 772), and I (NYSCEF 773)<sup>2</sup> to the Affirmation of Wendy H. Schwartz in Further Support of Plaintiffs’ Motion to Compel Discovery from Defendants and in Opposition to the Defendants’ Cross-Motion. For the reasons set forth below, Defendants’ unopposed motion is **granted**.

Pursuant to § 216.1(a) of the Uniform Rules for Trial Courts, this Court may seal a filing “upon a written finding of good cause, which shall specify the grounds thereof. In determining whether good cause has been shown, the court shall consider the interests of the public as well as of the parties” (22 NYCRR § 216.1[a]).

The Appellate Division has emphasized that “there is a broad presumption that the public is entitled to access to judicial proceedings and court records” (*Mosallem v Berenson*, 76 AD3d 345, 348 [1st Dept 2010]). “Since the right [of public access to court proceedings] is of constitutional dimension, any order denying access must be *narrowly tailored to serve compelling objectives*, such as a need for secrecy that outweighs the public’s right to access” (*Danco Labs., Ltd. v Chemical Works of Gedeon Richter, Ltd.*, 274 AD2d 1, 6 [1st Dept 2000] [emphasis added]; *see also, e.g. Gryphon Dom. VI, LLC v APP Intern. Fin. Co., B.V.*, 28 AD3d 322, 324 [1st Dept 2006]). “Furthermore, because confidentiality is the exception and not the rule, ‘the party seeking to seal court records has the burden to demonstrate compelling circumstances to justify restricting public access’” (*Maxim, Inc. v Feifer*, 145 AD3d 516, 517

---

<sup>2</sup> Initially, Plaintiffs filed only a cover page for each of those exhibits stating that they were filed under seal (NYSCEF 603, 606, and 609). Defendants filed the redacted versions of those documents in connection with the instant motion (NYSCEF 771, 772, and 773).

[1st Dept 2016] [citations omitted]). Good cause must “rest on a sound basis or legitimate need to take judicial action” (*Danco Labs.*, 274 AD2d at 9).

The Court has reviewed the proposed redactions as provided in NYSCEF 774, 775, and 776—which correspond to NYSCEF 771, 772, and 773, respectively—and finds that they comport with the applicable sealing standards as laid out in *Mosallem*, 76 AD3d at 348-50, and its progeny, in that they contain sensitive and confidential business and financial information. Defendants have proposed and justified targeted redactions that satisfy the requirements of 22 NYCRR § 216.1 (a).

Accordingly, it is:

**ORDERED** that Defendants’ motion is **GRANTED**; it is further

**ORDERED** that the County Clerk shall maintain NYSCEF Document Numbers 771, 772, and 773 in their current, redacted form; it is further

**ORDERED** that the County Clerk shall maintain NYSCEF Document Numbers 774, 775, and 776 under seal, so that the documents may only be accessible by the parties, their counsel, and authorized court personnel; it is further

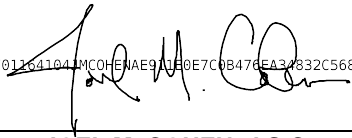
**ORDERED** that Defendants shall serve a copy of this order upon the Clerk’s Office within five (5) days of the date of this Order, and such service shall be made in accordance with the procedures set forth in the *Protocol on Courthouse and County Clerk Procedures for Electronically Filed Cases* (accessible at the “E-Filing” page on the court’s website); it is further

**ORDERED** as it related to future submissions, made by any party, that contain subject matter that the Court has authorized to be sealed by this Order, parties may file a joint stipulation, to be So Ordered, which will authorize the filing of such future submissions to be

filed in redacted form on NYSCEF, provided that an unredacted copy of any redacted document is contemporaneously filed under seal; and it is further

**ORDERED** that nothing in this Order shall be construed as authorizing the sealing or redactions of any documents or evidence to be offered at trial.

This constitutes the Amended Decision and Order of the Court.

202507012641041MCOHENAE91E0E7C0B476E437832C56863733B  
  
\_\_\_\_\_  
**JOEL M. COHEN, J.S.C.**

7/1/2025  
DATE

CHECK ONE:

CASE DISPOSED

NON-FINAL DISPOSITION

GRANTED

DENIED

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE