

Lego Summit Co. Ltd. v YWA-Amsterdam LLC

2025 NY Slip Op 33245(U)

August 28, 2025

Supreme Court, New York County

Docket Number: Index No. 654004/2025

Judge: Andrea Masley

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SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK: COMMERCIAL DIVISION PART 48

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LEGO SUMMIT COMPANY LTD. and LEGO SUMMIT
HOLDING, LLC,

Plaintiffs,

- v -

YWA-AMSTERDAM LLC, AMSTERDAM MANAGING
MEMBER LLC, AGBCW 85 TENTH L.P., BCEG
AMSTERDAM PARTNERS, LLC, BCEG AMSTERDAM
CAPITAL, INC., AMSTERDAM CAPITAL, INC.,
AMSTERDAM BCEGI MANAGER, LLC, BCEG
INTERNATIONAL INVESTMENT-US, INC., BCEGI, LLC,
AMSTERDAM YWA MANAGER, LLC, YOUNG WOO, and
MARGARETTE LEE,

Defendants.

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MOTION DATE --

MOTION SEQ. NO. 003

**DECISION + ORDER ON
MOTION**

HON. ANDREA MASLEY:

The following e-filed documents, listed by NYSCEF document number (Motion 003) 103, 104, 105, 106, 107, 112, 118

were read on this motion to/for SEAL.

In motion sequence number 003, defendant Amsterdam Capital, Inc. (ACI) moves pursuant to the Uniform Rules of the New York State Trial Courts (22 NYCRR) § 216.1 to redact the Amended and Restated Limited Liability Company Agreement (LLCA) of defendant BCEG Amsterdam Partners, LLC (BCEG). (NYSCEF Doc. No. [NYSCEF] 54, 106^{1, 2}.) ACI and defendant BCEG Amsterdam Capital, Inc. are

¹ The court granted a temporary restraining order (TRO) to seal NYSCEF 54 and 106 (NYSCEF 112, Order to Show Cause at 2) until a decision on this motion is issued, but these documents are currently unsealed. There is no indication in the record that ACI served a notification for sealing and the Order to Show Cause with the TRO upon the County Clerk to ensure that NYSCEF 54 and 106 remain under temporary seal.

² Per Part 48 Procedure 14(D)(ii), "every motion which seeks to redact information shall include a public copy of the document, filed on NYSCEF, containing movant's proposed redactions." Here, ACI failed to file a public copy with the proposed redactions.

members of BCEG. (NYSCEF 104, Huang³ aff ¶ 3.) Specifically, ACI seeks to redact the LLCA as it contains (i) highly-sensitive and confidential financial information that, if disclosed, would disadvantage the members and their affiliates in future negotiations in similar transactions and (ii) identifying personal information that, if disclosed, would violate the privacy of the members' individual officers as well as the laws of the People's Republic of China. (See *id.* ¶¶ 4-5.) The motion is unopposed. There is no indication that the press or public have an interest in this matter.

Legal Standard

“Under New York law, 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] [citations omitted].) The public's right to access is, however, not absolute, and under certain circumstances, “public inspection of court records has been limited by numerous statutes.” (*Id.* at 349.) For example, § 216.1 (a) of the Uniform Rules for Trial Courts, which empowers courts to seal documents upon a written finding of good cause. It provides:

“Except where otherwise provided by statute or rule, a court shall not enter an order in any action or proceeding sealing the court records, whether in whole or in part, except 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. Where it appears necessary or desirable, the court may prescribe appropriate notice and opportunity to be heard.” (Uniform Rules for Trial Cts [22 NYCRR] § 216.1 [a].)

The “party seeking to seal court records has the burden to demonstrate compelling circumstances to justify restricting public access” to the documents.

³ Jin Huang is Officer and Director of ACI. (NYSCEF 104, Huang aff ¶ 1.)
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Motion No. 003

(*Mosallem*, 76 AD3d at 349 [citations omitted].) Good cause must “rest on a sound basis or legitimate need to take judicial action.” (*Danco Lab Ltd. v Chemical Works of Gedeon Richter, Ltd.*, 274 AD2d 1, 8 [1st Dept 2000] [internal quotation marks omitted].

Records concerning financial information may be sealed where there has not been a showing of relevant public interest in the disclosure of that information. (See *Dawson v White & Case*, 184 AD2d 246, 247 [1st Dept 1992]; *Jetblue Airways Corp. v Stephenson*, 31 Misc 3d 1241[A], 2010 NY Slip Op 52405[U], *7 [Sup Ct, NY County 2010], *affd* 88 AD3d 567 [1st Dept 2011].) Additionally, courts have recognized a compelling interest in sealing a third-party’s financial or private information as disclosure could imping upon the privacy rights of these nonparties. (See *Mancheski v Gabelli Group Capital Partners*, 39 AD3d 499, 502 [2d Dept 2007]; *Natixis Real Estate Capital Tr. 2007-HE2 v Natixis Real Estate Capital, Inc.*, 77 Misc 3d 1224[A], 2023 NY Slip Op 50027[U], *2 [Sup Ct, NY County 2023].)

Discussion

Here, ACI seeks to redact the amounts of the members’ capital contributions to BCEG and the order and manner of BCEG’s profit distributions. Good cause exists to redact such private financial information. Additionally, there has been no showing of substantial public interest in disclosure. Similarly, good cause exists to redact the members’ office addresses and names and addresses of certain nonparties to protect their privacy.

Accordingly, it is

ORDERED that motion sequence 003 is granted; and it is further

ORDERED that the County Clerk, upon service of this order, is directed to seal NYSCEF 54 and 106; and it is further

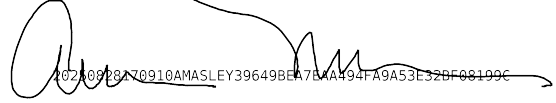
ORDERED that the County Clerk shall restrict access to the sealed documents with access to be granted only to authorized court personnel and designees, the parties and counsel of record in this action, and any representative of a party or of counsel of record upon presentation to the County Clerk of written authorization from counsel; and it is further

ORDERED that Amsterdam Capital, Inc. shall file publicly a redacted version of the Amended and Restated Limited Liability Company Agreement of BCEG Amsterdam Partners, LLC within five days of the date of this decision and order and notify the court upon filing via email (sfc-part48@nycourts.gov); and it is further

ORDERED that Amsterdam Capital, Inc. shall serve a copy of this order on the County Clerk in accordance with the procedures set forth in the Protocol on Courthouse County Clerk Procedures for Electronically Filed Cases (accessible at the “E-Filing” page on the court’s website at the address www.nycourts.gov/supctmanh); and it is further

ORDERED that if any party seeks to redact identical information in future filings that the court is permitting to be redacted here, that party shall submit a proposed sealing order to the court (via sfc-part48@nycourts.gov and NYSCEF) instead of filing another seal motion; and it is further

ORDERED that this order does not authorize sealing or redacting for the purposes of trial or other court proceedings on the record, e.g. arguments on motions.


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8/28/2025
DATE

ANDREA MASLEY, J.S.C.

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