

<b>People v Zhong Art Constr. LLC</b>
2026 NY Slip Op 31404(U)
April 7, 2026
Supreme Court, New York County
Docket Number: Index No. 450705/2026
Judge: Joel M. Cohen
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SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK: COMMERCIAL DIVISION PART 03M

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PEOPLE OF THE STATE OF NEW YORK, BY LETITIA  
JAMES, ATTORNEY GENERAL OF THE STATE OF NEW  
YORK

**INDEX NO.** 450705/2026

**MOTION DATE** 02/04/2026

Petitioner,

**MOTION SEQ. NO.** 001

- v -

**DECISION + ORDER ON  
MOTION**

ZHONG ART CONSTRUCTION LLC,

Respondent.

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HON. JOEL M. COHEN:

The following e-filed documents, listed by NYSCEF document number (Motion 001) 2  
were read on this motion for DISSOLUTION.

The People of the State of New York, by Letitia James, Attorney General of the State of New York (“NYAG”) filed a Petition pursuant to Executive Law § 63(12) against Respondent ZHONG ART CONSTRUCTION LLC (“Respondent”), seeking to dissolve Respondent; permanently enjoin Respondent from continuing any fraudulent or illegal acts; and issuing an order directing that the name of the individual currently listed as the organizer from the Entity Information search results page for online searches of the Department of State’s Division of Corporations, Corporation and Business Entity Database for Respondent. Respondent has not responded, filed an answer, or otherwise appeared in this action. For the following reasons, NYAG’s unopposed Petition is granted.

Executive Law § 63(12) provides for relief upon petition by the NYAG “whenever any person shall engage in repeated fraudulent or illegal acts or otherwise demonstrate persistent fraud or illegality in the carrying on, conducting or transaction of business.” Executive Law §

63(12) defines “fraud” and “fraudulent” to include “any device, scheme or artifice to defraud and any deception, misrepresentation, concealment, suppression, false pretense, [or] false promise.”

The NYAG has broad investigatory and enforcement powers under Section 63(12) (*People by James v Richmond Capital Group LLC*, 80 Misc 3d 1213(A) [Sup Ct New York County 2023] [collecting cases]).

The NYAG has established that the Articles of Organization for Zhong Art Construction, filed on April 13, 2023, misrepresent the name of the individual currently listed as the organizer. The Articles of Organization state that the Secretary of State shall mail a copy of any process against the limited liability company served upon the Secretary by personal delivery to a Non-Party with an address in Flushing, New York. The Articles also state that the LLC’s organizer is the same Non-Party (NYSCEF 3).

However, according to the complaint/affirmation filed by the Non-Party with the NYAG’s Bureau of Consumer Frauds and Protection, the Non-Party is not associated with Respondent, does not have an address in Flushing, New York, and the Non-Party did not authorize the use of his name in connection with Respondent’s formation (*see* NYSCEF 4). The Non-Party submits that Respondent “stole my ID [to] setup a business in NYS, and opened a checking an account at Chase Bank, then online wired \$82000 from my business account to his” (*id.*). According to the Petition, Respondent’s false filing has caused harm to the Non-Party by misappropriating his name, facilitating fraudulent bank activity, and causing him to fear future fraudulent activity, as well as to the Department of State and anyone else who relies on Respondent’s false filing (NYSCEF 1).

NYAG has filed an affirmation of service of the Petition and supporting papers on Respondent through the Secretary of State (NYSCEF 9).

Accordingly, it is

**ORDERED** that the NYAG's unopposed Petition is **GRANTED**; it is further

**ORDERED** that Respondent ZHONG ART CONSTRUCTION LLC is permanently enjoined from continuing any fraudulent or illegal acts including but not limited to maintaining fraudulent Articles of Organization; it is further

**ORDERED, ADJUDGED, and DECREED** that, pursuant to Executive Law 63(12), Respondent ZHONG ART CONSTRUCTION LLC shall be dissolved forthwith because of persistent fraud in the carrying on of its business, specifically by filing fraudulent articles of organization with the Department of State; it is further

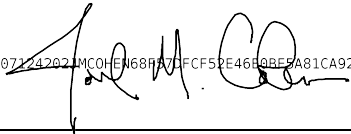
**ORDERED** that the Clerk of Court enter judgment in favor of Petitioner and against Respondent; it is further

**ORDERED, ADJUDGED, and DECREED** that the Clerk of the Court shall provide a certified copy of this Order and Judgment to the Attorney General, and it is further

**ORDERED, ADJUDGED, and DECREED** that the Attorney General shall transmit a certified copy of the Order and Judgment to the Department of State, which, by filing a copy of the same, shall dissolve ZHONG ART CONSTRUCTION LLC and remove the name of the individual currently listed as the registered agent and organizer from the Entity Information search results page for online searches of the Department of State's Division of Corporations, Corporation and Business Entity Database for Zhong Art Construction LLC available to the public on the Department of State's website; and it is further

**ORDERED** that the NYAG serve a copy of this Decision and Order with notice of its entry on the Non-Party within ten (10) days of the date of this Order.

This constitutes the decision and order of the Court.

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**JOEL M. COHEN, J.S.C.**

4/7/2026

DATE

CHECK ONE:

CASE DISPOSED

GRANTED

DENIED

NON-FINAL DISPOSITION

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE