

People v Daylight Window Repair & Serv. LLC

2026 NY Slip Op 31405(U)

April 7, 2026

Supreme Court, New York County

Docket Number: Index No. 450798/2026

Judge: Joel M. Cohen

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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

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PEOPLE OF THE STATE OF NEW YORK, BY LETITIA
JAMES

Petitioner,

- v -

DAYLIGHT WINDOW REPAIR & SERVICE LLC,

Respondent.

INDEX NO. 450798/2026

MOTION DATE 02/11/2026,
02/11/2026

MOTION SEQ. NO. 001 001

**DECISION + ORDER ON
MOTION**

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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.

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were read on this motion for DISSOLUTION.

The People of the State of New York, by their attorney, Letitia James, Attorney General of the State of New York (“NYAG”) filed a Petition pursuant to Executive Law § 63(12) against Respondent DAYLIGHT WINDOW REPAIR & SERVICE LLC (“Respondent”), seeking to dissolve Respondent; permanently enjoin Respondent from continuing any fraudulent or illegal acts; and issuing an order directing that the address of the individual currently listed as the registered agent and organizer be removed 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 DAYLIGHT WINDOW REPAIR & SERVICE LLC, filed on August 8, 2022, state that the organizer is a Non-Party, and service of process can be mailed to an address in Floral Park, New York (NYSCEF 3).

However, according to the complaint/affirmation filed by a Non-Party with the NYAG’s Bureau of Consumer Frauds and Protection, the Non-Party is the chief executive officer of the business entity Daylite Window Repair Services Inc., formed in April 2002, and the address listed in Respondent’s Articles of Organization is a former residential address (*see* NYSCEF 4). As explained in Non-Party’s complaint, someone attempted to divert business checks made out to Daylite Window Repair Services Inc. to a bank account opened in the name of Respondent’s fraudulent entity instead (*id.*). According to the Petition, Respondent’s false filing has caused harm to the Non-Party by attempting to divert funds meant for his legitimate business entity Daylite Window Repair Services Inc., and by causing him to be affiliated with a fraudulent business entity whose creation he did not authorize (NYSCEF 1),

NYAG has filed an affirmation of service of the Petition and supporting papers on Respondent through the Secretary of State (NYSCEF 10).

Accordingly, it is

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

ORDERED that Respondent DAYLIGHT WINDOW REPAIR & SERVICE 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 DAYLIGHT WINDOW REPAIR & SERVICE 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

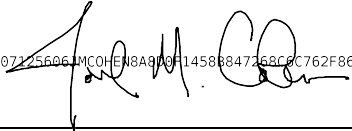
ORDERED, ADJUDGED, and DECREED that the Clerk of the Court shall provide a certified copy of this Order and Judgment to the Attorney General, and it is further

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 DAYLIGHT WINDOW REPAIR & SERVICE LLC and remove the name and address of the current registered agent from its public records, including from the Department of State's Division of Corporations and Corporation and Business Entity Database; 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

NON-FINAL DISPOSITION

GRANTED

DENIED

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE