

Civil Court of the City of New York

COUNTY OF Kings

Index Number S.C. 7847/08

~~Small Claims/Commercial Claims Part~~

**Ted Rothstein** Claimant(s),

against

**Dinah Padabil** Defendant(s)

**NOTICE OF JUDGMENT**

**DECISION:** After Trial/Inquest, the decision in the above action is as follows:

A.  Judgment in favor of CLAIMANT

Judgment Award Amount	\$ <u>426.78</u>
Interest	\$ _____
Disbursements	\$ <u>15.00</u>
<b>TOTAL JUDGMENT</b>	\$ <u>441.78</u>

*When an Award has been granted, information below the bold line and on the reverse side applies to all parties.*

B.  Judgment in favor of Defendant. Claim Dismissed. No monetary award.

*Information below the bold line and on the reverse side of this form does not apply to Dismissed Claims*

1/29/09  
Date

[Signature]  
Judge, Civil Court/Arbitrator

**APPEAL:** An Appeal may only be taken from an Order or a Judgment rendered by a Judge (not an Arbitrator), after a trial. An Appeal from this Judgment must be taken no later than the earliest of the following dates:

- (i) thirty days after receipt in court of a copy of the judgment by the appealing party,
- (ii) thirty days after personal delivery of a copy of the judgment by another party to the action to the appealing party (or by the appealing party to another party), or
- (iii) thirty-five days after the mailing of a copy of the judgment to the appealing party by the clerk of the court or by another party to the action.

**INFORMATION FOR THE JUDGMENT DEBTOR**

*(The party against whom a money judgment has been entered)*

**YOU HAVE A LEGAL OBLIGATION TO PAY THIS JUDGMENT TO THE JUDGMENT CREDITOR. YOU MUST PRESENT PROOF TO THE COURT UPON SATISFACTION OF THE JUDGMENT.**

Your failure to pay the judgment may subject you to any one or any combination of the following:

- a) garnishment of wage(s) and/or bank account(s).
- b) lien, seizure and/or sale of real property and/or personal property, including automobile(s)
- c) suspension of motor vehicle registration, and/or drivers license, if the underlying claim is based on judgment debtor's ownership or operation of a motor vehicle.
- d) revocation, suspension, or denial of renewal of any applicable business license or permit..
- e) investigation and prosecution by the State Attorney General for fraudulent or illegal business practices.
- f) a penalty equal to three times the amount of the unsatisfied judgment plus attorney's fees, if there are unpaid claims.

If you did not appear in court on the day the Hearing was held, you are a defaulting party. A judgment may have been taken against you even though you were not in court. If that is so, you may come to the court and apply in writing to have the default judgment opened. You must give the Judge a reasonable excuse for your failure to appear in court and show that you have a meritorious defense. The Judge will review your request and may vacate the default judgment and give you another chance to go to court.

**THE JUDGMENT IS VALID FOR A PERIOD OF 20 YEARS. IF THE JUDGMENT IS NOT COLLECTED UPON THE FIRST ATTEMPT, FURTHER ATTEMPTS TO COLLECT MAY BE MADE AT A LATER DATE.**

("INFORMATION FOR THE JUDGMENT CREDITOR" is on the reverse side.)

## INFORMATION FOR THE JUDGMENT CREDITOR

(the party in whose favor a money judgment award has been entered)

1. It is suggested that you contact the judgment debtor (the Party who owes you money) either directly or through that party's attorney if the party was represented by an attorney, and request payment. You have a right to payment within 30 days. Upon satisfying the judgment, in accordance with CCA §1811(c), the judgment debtor shall present appropriate proof to the court.
2. a) If the judgment debtor fails to pay **within 30 days**, contact (by phone or in person) either a New York City Marshal or the Sheriff in the county where the judgment debtor *has property*. If you do not know where the judgment debtor has property, then contact a New York City Marshal or the Sheriff in the county where the judgment debtor *resides*.\*
  - b) Be prepared to provide the City Marshal or the Sheriff with the following information:
    - 1) The SC# of your case, including the year, which appears at the top on the reverse side.
    - 2) The county in which the case was tried.
    - 3) Your name, address and telephone number.
    - 4) The name and address of the judgment debtor.
    - 5) The name and address of the judgment debtor's employer and the location of the judgment debtor's real property and/or personal property, including automobile(s). (*Information regarding employment or assets of the judgment debtor can be obtained through the use of an Information Subpoena. See 3b).*)
  - c) Fees paid by you, the judgment creditor, to the City Marshal or to the Sheriff in an attempt to collect the judgment will be added to the total judgment.
3. A judgment creditor is also entitled:
  - a) to the issuance by the Clerk of a Restraining Notice. Proper service of the Restraining Notice will prohibit the receiving party from transferring any assets or interest belonging to the judgment debtor until the Sheriff or Marshal executes (collects) on the judgment.
  - b) to the issuance by the Clerk, upon request and at nominal cost, of Information Subpoenas where a judgment remains unsatisfied.
  - c) to place a lien against the judgment debtor's real property.
4. In addition to any other rights, a judgment creditor may also be entitled:
  - a) to recover an unpaid judgment through garnishment of wage(s) and/or bank account(s) and/or the sale of the judgment debtor's real property and/or personal property;
  - b) to notify the Department of Motor Vehicles of the unsatisfied judgment as a basis for the suspension of the judgment debtor's motor vehicle registration and/or driver's license if the underlying claim is based on the debtor's ownership or operation of a motor vehicle;
  - c) to notify the appropriate state or local licensing authority of an unsatisfied judgment as a basis for possible revocation, suspension, or denial of renewal of a business license;
  - d) to notify the State Attorney General if the judgment debtor is a business and appears to be engaged in fraudulent or illegal business practices; and;
  - e) to begin an action against the judgment debtor for a penalty equal to three times the amount of the unsatisfied judgment and attorney's fees where the judgment debtor is a business and there are at least two other unsatisfied small claims judgments against that judgment debtor.

---

### \*To contact a City Marshal:

Look in the Yellow Pages under City Marshal.

### To contact a County Sheriff:

<u>County</u>	<u>Address</u>	<u>Borough</u>	<u>Zip Code</u>	<u>Phone Number</u>
Bronx	332 East 149th St.,	Bronx, N.Y.	10452	(718) 585-1230
Kings	210 Joralemon St.,	Brooklyn, N.Y.	11201	(718) 802-3545
New York	253 Broadway,	New York, N.Y.	10007	(212) 240-6715
Queens	42-71 65th Place,	Woodside, N.Y.	11377	(718) 803-0918
Richmond	350 St. Mark's Place,	Staten Island, N.Y.	10301	(718) 876-5307

(“Information for the Judgment Debtor” is on the reverse side.)