DC-88   Order on Motion   Index No: CV-0526-22/BA

DISTRICT COURT OF THE COUNTY OF SUFFOLK: SECOND DISTRICT

Present:
HON. GARRETT W. SWENSON, JR.   MOTION DATE: April 4, 2022
        District Court Judge
————————————————————————————X
SLOMIN'S INC.,
                    Petitioner,   **ORDER
                                            CONFIRMATING ARBITRATION
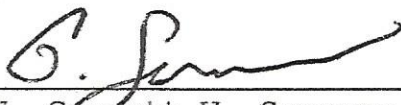   AWARD**
    -against-

ZIA AHMAD,
                    Respondent.
————————————————————————————X
        Upon the following papers numbered 1 to _7_ read on this Notice
of Petition and Petition to confirm an arbitration award, and due
deliberation having been had, it is

        ORDERED that the unopposed petition served on respondent
by first class mail in accordance with Rule 38(d) of the ASI
Commercial Arbitration Rules (*see* Matter of New York Merchants
Protective Co. v Mima's Kitchen, Inc., 114 AD3d 796 [2nd Dept
2014]), for an order confirming the arbitration award rendered
and delivered on November 1, 2021, by Allan L. Pullin,
arbitrator, of Arbitration Services, Inc. ("ASI"), successor by
merger of the National Arbitration Association, which application
has been made within one year after delivery of said award to
petitioner, and which award has not been vacated or modified upon
a ground specified in CPLR 7511, is granted. The arbitration
award is confirmed in favor of petitioner as against respondent,
in the amount of $3,873.35 inclusive of attorney's fees, with
interest on the principal sum from February 12, 2021 in the sum
of $244.50 as provided in the agreement between the parties;
together with the costs of the arbitration proceedings in the sum
of $125.00, for a total award of $4,242.85; and it is further
        ORDERED that the unopposed petition for an order awarding
additional attorney fees for post arbitration proceedings
pursuant to Rule 38(c) of the ASI Commercial Arbitration Rules,
is granted. Petitioner is granted additional attorney fees in
the sum of $950.00 (*see* D&W Cent. Stat. Fire Alarm Co. Inc. v
United Props. Corp., 34 Misc3d 85 [App Term, 2nd Dept, 11th & 13th
Jud Dists 2012]).
        This constitutes the decision and order of the Court.
        Submit Judgment.

Dated: June 6, 2022

                            HON. Garrett W. Swenson, Jr. #121

Mailed 6/9/22