

**DISTRICT COURT OF THE COUNTY OF SUFFOLK: SECOND DISTRICT**

Present:

HON. GARRETT W. SWENSON, JR.  
District Court Judge

MOTION DATE: April 4, 2022

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SLOMIN'S INC.,  
Petitioner, X

**ORDER  
CONFIRMING ARBITRATION  
AWARD**

-against-

WILLIAM ALTVATER,  
Respondent.  
\_\_\_\_\_ X

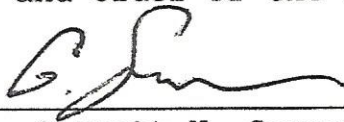
Upon the following papers numbered 1 to 7 read on this Notice of Petition and Petition to confirm an arbitration award, and due deliberation having been had, it is

**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 [2<sup>nd</sup> Dept 2014]), for an order confirming the arbitration award rendered and delivered on August 30, 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 \$3,510.07 inclusive of attorney's fees, with interest on the principal sum from September 13, 2020 in the sum of \$199.93 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 \$3,835.00; 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, 2<sup>nd</sup> Dept, 11<sup>th</sup> & 13<sup>th</sup> Jud Dists 2012]).

This constitutes the decision and order of the Court.  
Submit Judgment.

Dated: June 6, 2022

  
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HON. Garrett W. Swenson, Jr. #121

Mailed 6/9/22