

SUPREME COURT : STATE OF NEW YORK
COUNTY OF NEW YORK

SUSAN CHARNEY,

Index No. 24517/88

Plaintiff,

-against-

NORTH JERSEY TRADING CORPORATION,
ALEXANDER FRIED, JUDITH HERSKOWITZ,
[REDACTED]
HERSKOWITZ,

**NOTICE OF MOTION
TO RENEW AND TO
VACATE ORDER TO
SETTLE RECEIVER'S
ACCOUNT AND TO
DISCHARGE RECEIVER**

Defendants.

PLEASE TAKE NOTICE, that upon the annexed Affidavit of Judith Herskowitz sworn to on December 11, 2006 and Exhibits attached and the te Memorandum of Law and upon the prior proceedings herein, the undersigned will move this Court at the courthouse thereof, at the Motion Submission Part, 60 Centre Street, Room 130, New York, New York, on January 8, 2007 at 9:30 o'clock in the forenoon or as soon thereafter as the parties may be heard for an Order to Renew and to Vacate and To Set Aside The Order to Settle Receiver's Account and to Discharge Receiver dated October 23, 2006 pursuant to New York CPLR § 2221(a) and §5015.

Judith Herskowitz request that an evidentiary hearing be set on her motion particularly since it relates to the Motion for Approval of Final Accounting of Receiver upon which an evidentiary hearing is required pursuant to Business Corporation Law 1216(c) but no such hearing was set and requires evidence and testimony.

Please take further notice that pursuant to CPLR §2214 all answering papers must be served so as to be received at least seven days before the return date of this motion.

Furthermore should you use an overnight service such as Express Mail please note that the signature of the recipient is required to be waived.

Dated: Miami Beach, Fl.
December 11, 2006

Respectfully submitted,

JUDITH HERSKOWITZ J.D.
Defendant Pro se
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By: _____
JUDITH HERSKOWITZ

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