

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE TERM, FIRST DEPARTMENT

Patricia Hodge

Petitioner
-against-

Affidavit in Support of Application
Pursuant to C.P.L.R. 5704(b)

90 West Street, LLC

Respondent

DECLINED

ALEXANDER W. HUNTER JR.

JUSTICE, APPELLATE TERM
SUPREME COURT - FIRST DEPT.
DATED **APR 20 2015**

State of New York, County of New York ss:

Patricia Hodge being duly sworn deposes and says:

I disagree with Judge Gonzalez's judicial decision, dated: April 17, 2015 because my Landlord, didn't correct the violations, and I didn't receive a current copy of Hpd Inspection Report, and proof that the Hpd Inspector, inspected the premises at 90 West Street, New York, New York 10006, public Area of Elevator and Fire Hydrant.

I'm requesting Administrative Judge of the Appellate Term, First Department, review Judge Gonzalez's judicial decision, and grant the Ex-parte Relief I requested.

State of New York
County of New York

Sworn to before me this

Anna Dong
ANNA DONG
Notary Public, State of New York
Reg. No. 04106228919
Qualified in New York County

Pun

CIVIL COURT OF THE CITY OF NEW YORK

County of New York
Part B

Index Number: 6080/15

Patricia Hodge
Claimant(s)/Plaintiff(s)/Petitioner(s)
-against-

90 West Street, LLC
Defendant(s)/Respondent(s)

SUBPOENA FOR RECORDS
(SUBPOENA DUCES TECUM)

By Patricia Hodge
Name
90 West Street, Apt # 18 U
New York, NY 10006
Address

THE PEOPLE OF THE STATE OF NEW YORK
Department of Housing, Preservation, and Development,
Landlord Tenant Litigation Division

To: 100 Gold Street, Third Floor, New York, NY 10038
We Command that you or someone on your behalf provide and produce the following item(s):

HPD Inspection Reports, for
property located at:
90 West Street, New York, NY 10006

Please produce HPD Inspection Reports
from the following dates, February 1, 2007 to April 29, 2015.
at 10:00 AM/PM, on May 1, 2015

(Time) (Date)
at 111 Centre Street
New York, New York 10013
(Address of Court)

to the Records Section of this Court, located in Room 225.

Hon. _____ in Part _____, Room _____

NOTE: A copy of any subpoena duces tecum served in a pending action shall also be served following CPLR Rule 2103, on each party who has appeared in the action so that it is received by such parties promptly after service on the witness and before the production of books, papers, or other things. You need not pay a witness fee to anyone other than the witness, but you must fill out an affidavit of service for each party served as well as for the witness.

Failure to comply with a subpoena may be punishable as contempt of court and/or make you liable for a penalty not exceeding \$50.00 and damages sustained by the person on whose behalf the subpoena was issued (CPLR § 2308).

April 23, 2015
Date

Chief Clerk Civil Court

If required, So Ordered:

CIV-GP-70(Revised 4/04)

(Judge, Civil/Housing Court)

Declined to sign for the third time of calendar leave to renew is returned
4/24/15

DATE: 04/24/2015
TIME: 14:45:56

OFFICE OF COURT ADMINISTRATION
- NYS HOUSING COURT INFORMATION SYSTEM -
HISTORY OF PROCEEDINGS

PAGE: 1

CASE: 005080/2015
HODGE PATRICIA VS 90 WEST STREET LLC

NO OF RESP OSC APPL: 0
AMT DMD: \$.00 PETN ATTY:
FILING DTE FILING TYPE CASE TYPE1 CASE TYPE2 CASE TYPE3
03/27/2015 OSC/AFDT HPT VIOLS

PETITIONER:
HODGE PATRICIA

RESPONDENT:
90 WEST STREET LLC

PREMISES ADDRESS:
90 WEST ST 18U
NEW YORK NY 10006

DESCRIPTION:
18U

04/17/2015 001 CLN B 09:30A OFFC CG CAL

04/17/2015 001 OSC BY PETN DENIED BY CG
VACATE JUDGMENT

04/21/2015 002 MTN BY PETN 05/04/2015 B 09:30A
PETN REQUEST RESTORING CASE TO CT CALENDAR.....

05/04/2015 001 CLN B 09:30A MOT

04/24/2015 003 OSC BY PETN DENIED BY DJK
REQUEST A JURY TRIAL

04/24/2015 004 OSC BY PETN DENIED BY DJK
REQUEST AN INSPECTION

04/24/2015 005 OSC BY PETN SIGNED BY DJK 05/05/2015 B 09:30A
RESTORE TO CALENDAR.....

05/05/2015 001 CLN B 09:30A OSC

CIVIL COURT OF THE CITY OF NEW YORK

County of New York
Housing Part B

Index No. LT 6080/15 65F

Patricia Hodge
Petitioner,

-against-

90 West Street, LLC
Respondent

AFFIDAVIT IN SUPPORT OF
AN ORDER TO SHOW CAUSE
To Restore to the Calendar

Address: 90 West Street
New York, NY 10006 Apt. 18W

State of New York, County of New York ss.:

Patricia Hodge, being duly sworn, deposes and says:
[PRINT YOUR NAME]

1. PARTY (Who you are)

[Please place your initials on the line that applies to you]

- P.H. a) I am the tenant named as respondent in the above summary proceeding.
- b) I am not the respondent. I am an adult living in the apartment and have a right to stay in the apartment. I am the _____ of the tenant named above.

[EXPLAIN WHO YOU ARE]

2. TRIAL (What happened the last time you were in court)

On the Date of Trial:

[Please place your initials on the line that applies to you]

- a) a stipulation (a written agreement) was made between the landlord and me.
- b) a trial was held before Judge _____
- P.H. X c) Other: Judge Cheryl J. Gonzales, ordered case to be restored

3. REASON FOR APPLICATION TO RESTORE TO THE CALENDAR: (Why you need a new court date)

I am asking for a new court date because:

This case was wrongfully removed from calendar, on April 17, 2015. I need to renew this case because I have a court appearance scheduled for May 4, 2015. Jury Trial Requested.

4. REQUEST

P.H. I am asking for a new court date and permission to deliver these papers in person.

5. PRIOR ORDER

[Please place your initials on the line that applies to you]

- a) I **have not** had a previous Order to Show Cause in this case.
- P.H. b) I **have** had a previous Order to Show Cause in this case, but I am asking for another court date because: I need to renew this case and re argue issues of correcting violations.

6. PRIOR CASES

 The same landlord and I have been in Housing Court before. The index number(s) for the other case(s) is/are: _____

Sworn to before me this 24 day of APRIL, 202015

[Signature]
Signature of Respondent
[SIGN YOUR NAME]

[Signature]
Signature of Court Employee and Title
CIV-LT-10 (Revised January, 2011)