

At an IAS Part ____ of the Supreme Court of the State of New York, held in and for the County of _____, _____ Courthouse, _____, _____, New York on the ____ day of _____, 20__.

P R E S E N T :

Hon. _____

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In the Matter of the Application of HAPPY DEVELOPER, INC. requiring Jones, Inc., Lienor, to enforce its lien or show cause why the Notice of Lien should not be vacated and cancelled of record as prescribed by Section 59 of the Lien Law.

Index No. _____

ORDER CANCELLING NOTICE OF LIEN¹

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Happy Developer, Inc., the above-named owner of the premises for whom work was done and by whom the lienor was employed, having duly made application to this Court for an Order vacating and cancelling the mechanic's lien filed in the office of the Clerk of _____ County on the ____ day of _____, 20__, in the sum of \$_____, against Happy Developer, Inc. as owner of the premises for whom work was done, and affecting the following described premises: Section 00, Block 000, Lot 1, also known as _____ Drive, _____, New York; and said application having regularly come on to be heard on the ____ day of _____, 20__,

NOW, upon reading and filing the notice requiring Jones, Inc., the lienor above-named, to commence an action to enforce said lien dated _____, 20__, together with proof of due service thereof, upon said lienor as appears from the affidavit of John Smith, sworn to _____, 20__, attached to said notice; and upon reading and filing the affidavit of A. Lawyer, Esq., sworn to _____, 20__, all submitted in support of the application; and no opposition having been submitted,

It is, on motion of Lawyer & Lawyer, attorneys for Happy Developer, Inc.,

¹ Pursuant to N.Y.C.R.R. tit. 22, § 130-1.1a an attorney signature is required. An attorney can comply by signing one of the following, as long as it accompanies the papers: a cover page, a litigation back or a separate certification.