

NOT FOR PUBLICATION

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

VW CREDIT, INC.,

Plaintiff.

v.

CTE2, LLC; CTE2 LAND, LLC;
CARMINE DEMAIO; AND FRANK
HOLTHAM,

Defendants.

Civil Action No. 2:19-cv-19523-CCC-ESK

**OPINION AND ORDER FOR
POSSESSION**

I. Background

This matter comes before the Court on the application of Plaintiff VW Credit Inc. (“VCI” or “Plaintiff”), seeking preliminary injunctive relief of an Order of Possession and Writ of Replevin (the “Application”). ECF No. 29. Plaintiff filed the Application and supporting documents on November 19, 2019. *Id.*

On November 21, 2019, the Court entered an Order to Show Cause with Temporary Restraints and Other Relief indicating that without opposition from Defendants by November 26, 2019, the Application would be decided on the papers and “relief may be granted by default.” ECF No. 32 at 2. To date, Defendants have not filed any opposition to the relief requested in Plaintiff’s Application and the hearing scheduled for December 2, 2019 on the Application was adjourned due to the lack of opposition. Accordingly, the Court decides Plaintiff’s Application and considers it unopposed. For reasons set forth below, Plaintiff’s Application is granted.

II. Legal Standard

The decision whether to grant or deny a request for a preliminary injunction rests in the

discretion of the Court. See *Kos Pharms., Inc. v. Andrx Corp.*, 369 F.3d 700, 708 (3d Cir. 2004). A party seeking the extraordinary remedy of a preliminary injunction bears the burden of establishing that the following four factors weigh in favor of granting the injunction: “[1] that [it] is likely to succeed on the merits, [2] that [it] is likely to suffer irreparable harm in the absence of preliminary relief, [3] that the balance of the equities tips in [its] favor, and [4] that an injunction is in the public interest.” *Ferring Pharms., Inc. v. Watson Pharms., Inc.*, 765 F.3d 205, 210 (3d Cir. 2014) (quoting *Winter v. NRDC*, 555 U.S. 7, 20 (2008)).

III. Analysis

The Court relies upon factual assertions underlying Plaintiff’s complaint (the “Complaint”), which are incorporated by reference in the Application. ECF No. 29 at 1.

Plaintiff has shown a reasonable likelihood of success on the merits of its replevin claim. ECF No. 1 ¶¶ 77-81; ECF No. 29 at 2-3.¹ Federal Rule of Civil Procedure 64(b) allows for replevin in accordance with the replevin procedures applicable under New Jersey state law. To succeed on a claim for replevin, Plaintiff must allege the existence of a debt and the existence of a security interest, perfected or unperfected, and a chattel in possession of the debtor. N.J.S.A. 2B:50-1; New Jersey Court Rule 4:61-2. In this case, VCI has shown both the existence of a debt owed to it by Defendant CTE2, LLC (“CTE2”) and a security interest in the collateral presently held by CTE2. ECF No. 1 at ¶¶ 10-15; see also ECF No. 29 at 3 (“VCI is a perfected secured creditor with a right to immediate possession of its collateral. CTE2 is in possession of these goods, has failed to pay for the same, and refuses to release them, despite clearly agreeing to do so in the MLSA These circumstances demonstrate VCI’s likelihood of success on the merits.”). VCI has

¹ This order analyzes only the adequacy of Plaintiff’s replevin claim as Plaintiff solely moves for emergent relief for an Order of Possession and Writ of Replevin. ECF No. 29; see also *Kraft v. Wells Fargo & Co.*, No. 16-5729, 2016 WL 6841076, at *3 (D.N.J. Nov. 21, 2016).

provided contract agreements and other documentation showing it loaned the collateral to Defendants in exchange for payment from vehicle sales and that it is owed outstanding monies. See ECF Nos. 1, 1-1-5 (Complaint and accompanying exhibits showing various agreements between parties); ECF Nos. 4-2, 29-2 (declarations of William Zozokos, Senior Manager at VCI outlining agreements and current status of debts owed). The Court finds that VCI is owed a debt by CTE2 and has a security interest in the collateral held by CTE2, that demand for delivery of possession of the goods and chattels identified has been made on CTE2, and that CTE2 has failed and refused to make delivery of such goods and chattels. Accordingly, the Court finds that Plaintiff has shown that it is likely to succeed on the merits of its replevin claim.

Next, Plaintiff has shown that it is likely to suffer irreparable harm absent injunctive relief. A plaintiff demonstrates irreparable harm and is entitled to injunctive relief when it is threatened with harm that “cannot be redressed by a legal or an equitable remedy following trial.” *Nat'l Reprographics, Inc. v. Strom.*, 621 F. Supp. 2d 204, 222 (D.N.J. 2009). Here, Plaintiff has shown that it will suffer irreparable harm if it is not allowed to take possession of the collateral as the collateral consists of vehicles that “are continuing to sit without maintenance and unattended by CTE2, are depreciating in value by the day and are at risk of further damage and depreciation.” ECF No. 29-1 at 4. Irreparable harm exists where a defendant dissipates assets and makes it difficult for recovery of damages in the event a judgment is entered in favor of a plaintiff. See *Health Professional & Allied Employees AFT/AFL-CIO v. MHA, LLC*, No. 17-3301, 2017 WL 6550488, at *3 (D.N.J. Dec. 21, 2017) (finding irreparable harm where the depletion of assets by defendant would render a judgment for plaintiff futile). That risk exists here as Plaintiff has alleged that Defendants’ dealership is closed down and the business is no longer functioning or paying its bills. ECF No. 29-1 at 1. In addition, requests for injunctive relief are most often granted where

the requests involve property that is subject to depreciation and physical damage, as is the case here. *See Minard Run Oil Co. v. United States Forest Serv.*, 670 F.3d 236, 256 (3d Cir. 2011) (“[W]here interests involving real property are at stake, preliminary injunctive relief can be particularly appropriate.”). Thus, the Court finds that Plaintiff has demonstrated that it will be irreparably harmed absent the granting of a preliminary injunction.

Furthermore, the granting of preliminary relief to Plaintiff outweighs any burden on the Defendants. Defendants Carmine DeMaio and CTE 2 Land, LLC have consented to the injunctive relief requested in the Application (ECF No. 39) and Defendants Frank Holtham and CTE2, LLC have not appeared in this case, nor have they opposed the Application.² The car dealership previously operated by CTE2, LLC is no longer functioning and there is no present need for the collateral at its current site. ECF No. 29 at 1. Hence, the Court agrees that the balance of the equities tips in favor of Plaintiff.

Finally, the Court also finds that allowing Plaintiff to take possession of the collateral would be in the public interest. It is well-settled that “[t]he public has a strong interest in seeing that property rights are respected.” *W.S. Int’l, LLC v. M. Simon Zook Co.*, No. 11-3014, 2011 WL 1832282, at *6 (E.D. Pa. May 12, 2011) (citing *Ride the Ducks of Philadelphia, LLC v. Duck Boat Tours, Inc.*, 138 F. App’x. 431, 434-435 (3d Cir. 2005)). Additionally, the Third Circuit has recognized that if a plaintiff can demonstrate both a likelihood of success on the merits and irreparable injury, “it almost always will be the case that the public interest will favor the plaintiff.” *Allegheny Inc. v. DQE, Inc.*, 171 F.3d 153, 158 (3d Cir. 1999). Accordingly, the Court finds that the public interest favors granting injunctive relief to Plaintiff.

² On November 26, 2019, the Clerk of the Court entered default as to Frank Holtham and CTE2.

For all of the foregoing reasons, the Court finds that Plaintiff has satisfied the standards for preliminary injunctive relief.

THEREFORE, IT IS on this 6th day of December 2019,

ORDERED that:

1. Plaintiff's request for preliminary injunctive relief of possession and replevin (ECF No. 29) is **GRANTED**.
2. Defendant CTE2 shall immediately deliver to Plaintiff the goods set forth on Exhibits A and B attached hereto (collectively, the "Goods") which are believed to be located at 2155 Route 22 West and 1180 Springfield Road in Union, New Jersey.
3. A Writ of Replevin shall hereby issue commanding the U.S. Marshal, the Sheriff of Union County, or such other law enforcement officer as may be capable of executing on such Order to take possession of the Goods and deliver them to Plaintiff.
4. To effectuate the purposes of the Writ of Replevin, Plaintiff shall arrange with Defendant CTE 2 Land, LLC, for access to the real property and the Goods at a mutually agreeable date and time, but on or before December 10, 2019. In the event that Defendant CTE 2 Land, LLC cannot provide access to the property or the Goods on or before December 10, 2019, Plaintiff may cause the disabling or changing of any locks that might secure any premises on which the Goods are located, including the removal of locks or cutting any chains which are restricting access, and shall restore all such locks or chains immediately after removal of the Goods. CTE 2 Land, LLC, is permitted to have a representative at the premises at all times during the removal of the collateral as an observer only.

SO ORDERED.



CLAIRE C. CECCHI, U.S.D.J.

EXHIBIT "A"

Volkswagen of Union

SN/VIN	Year	Make	Model
WAUENAF43HN025011	2017	AUDI	A4 PREMIUM PLUS
WA1C2AFP8HA028744	2017	AUDI	Q5 PREMIUM
WA1GFCFS1GR024248	2016	AUDI	Q3 PRESTIGE
WA1L2AFP8HA076194	2017	AUDI	Q5 PREMIUM PLUS
WAUB8GFFXG1040349	2016	AUDI	A3 PREMIUM
WA1C2AFP9HA006817	2017	AUDI	Q5 PREMIUM
WAU23AFC4JN043233	2018	AUDI	A7 PRESTIGE
WAU34AFD6GN007577	2016	AUDI	A8 L QUATTRO
WAU43AFD5HN001875	2017	AUDI	A8 L QUATTRO
WA1ECCFS5HR000990	2017	AUDI	Q3 PREMIUM
WA1ECCFS5HR005977	2017	AUDI	Q3 PREMIUM
WA1LHAF73HD038417	2017	AUDI	Q7 PREMIUM PLUS
WAUG8AFC1HN014130	2017	AUDI	A6 PREMIUM PLUS
WAUWF AFC7HN073071	2017	AUDI	S7 PREMIUM PLUS
1V2LR2CA5KC525543	2019	VOLK	ATLAS SE
1VWCV7A39FC088339	2015	VOLK	PASSAT SEL
WVWHR7AN6KE029147	2019	VOLK	ARTEON SEL
3VWDB7AJ8HM234503	2017	VOLK	JETTA SE
WVGSV7AX2HK003752	2017	VOLK	TIGUAN WOLFSBURG
3VWB67AJ2JM241299	2018	VOLK	JETTA SE
3VWL17AJ2HM406166	2017	VOLK	JETTA SEL
3VWC57BU4KM001348	2019	VOLK	JETTA S
1VWBT7A35HC008555	2017	VOLK	PASSAT SE
1VWCT7A33GC063069	2016	VOLK	PASSAT SEL
1VWDT7A37HC012860	2017	VOLK	PASSAT R-LINE
WVGSV7AX1HK003662	2017	VOLK	TIGUAN WOLFSBURG
WVGSV7AX3HW509034	2017	VOLK	TIGUAN WOLFSBURG
3VW217AU6GM029944	2016	VOLK	GOLF S/SE
WVGBV7AX1HK004326	2017	VOLK	TIGUAN S
1VWAT7A39GC068395	2016	VOLK	PASSAT S
3VWL07AJ4GM336364	2016	VOLK	JETTA SEL
WVGUV7AX0HW503829	2017	VOLK	TIGUAN SPORT
WVGBV7AX9HW508163	2017	VOLK	TIGUAN S
3VWC57BU5KM001326	2019	VOLK	JETTA S
WVGSV7AX2HW513365	2017	VOLK	TIGUAN WOLFSBURG
3VWD67AJ2GM395433	2016	VOLK	JETTA SE
1V2UR2CA2KC510731	2019	VOLK	ATLAS SE
1V2UR2CAXKC527311	2019	VOLK	ATLAS SE
3VW4T7AJ8HM225295	2017	VOLK	JETTA GLI
1VWBT7A33GC067005	2016	VOLK	PASSAT SE
3VWD67AJ6GM409656	2016	VOLK	JETTA SE
WVG EF9BP4GD008829	2016	VOLK	TOUAREG SPORT

Volkswagen of Union

SN/VIN	Year	Make	Model
WVGSV7AX9HW505604	2017	VOLK	TIGUAN WOLFSBURG
WVGUV7AX2HK008801	2017	VOLK	TIGUAN SPORT
1V2UR2CA9KC514551	2019	VOLK	ATLAS SE
3VV2B7AX2KM018279	2019	VOLK	TIGUAN SE
3VV2B7AX1KM015972	2019	VOLK	TIGUAN SE
3VW167AJ4GM402420	2016	VOLK	JETTA S
3VWN57BU2KM022689	2019	VOLK	JETTA S
3VWN57BU2KM117530	2019	VOLK	JETTA S
3VWN57BU5KM047182	2019	VOLK	JETTA S
3VW2B7AJ4HM259681	2017	VOLK	JETTA S
3VW4T7AJ3HM250072	2017	VOLK	JETTA GLI
1VWGT7A31HC003990	2017	VOLK	PASSAT SE
1V2MR2CA2KC513760	2019	VOLK	ATLAS SEL
WVGBV7AX2HK009177	2017	VOLK	TIGUAN S
WVGBV7AX6GK000433	2016	VOLK	TIGUAN S
WVGBV7AX7GW576461	2016	VOLK	TIGUAN S
WVGBV7AX8HW508476	2017	VOLK	TIGUAN S
WVGBV7AX9HK014456	2017	VOLK	TIGUAN S
1V2XR2CA3KC522948	2019	VOLK	ATLAS SE
1VWAT7A30GC052120	2016	VOLK	PASSAT S
1VWAT7A35HC020345	2017	VOLK	PASSAT S
3VWL17AJXGM259304	2016	VOLK	JETTA SEL
1V2MR2CA8KC582551	2019	VOLK	ATLAS SEL
3VWCB7BU1KM249498	2019	VOLK	JETTA S
3VV2B7AX7KM178349	2019	VOLK	TIGUAN SE
1V2RR2CA3KC584374	2019	VOLK	ATLAS SEL
3VV2B7AX8KM155212	2019	VOLK	TIGUAN SE
1V2NR2CA4KC551463	2019	VOLK	ATLAS SEL PREMIUM
1V2NR2CA9KC539907	2019	VOLK	ATLAS SEL PREMIUM
1V2NR2CA3KC538414	2019	VOLK	ATLAS SEL PREMIUM
1V2UR2CA2KC525231	2019	VOLK	ATLAS SE
1V2NR2CAXKC576108	2019	VOLK	ATLAS SEL PREMIUM
WAUF2AFC6EN151394	2014	AUDI	S6
WAUE8GFF6G1093806	2016	AUDI	A3 PREMIUM PLUS
5TDJKRFH8F5183878	2015	TOYT	HIGHLANDER XLE
5XYPG4A37GG015481	2016	KIA	SORENTO LX
JTEBU5JR7J5572884	2018	TOYT	4RUNNER SR5/SR5 PREMIUM
3CZRU6H79GM729342	2016	HOND	HR-V EXL
2T2ZZMCA1GC023565	2016	LEXS	RX 350
4T1BF1FK3HU672253	2017	TOYT	CAMRY LE
58ABK1GG9HU044910	2017	LEXS	ES 350
5TDDZ3DC1HS146882	2017	TOYT	SIENNA XLE

Volkswagen of Union

SN/VIN	Year	Make	Model
5TFAX5GN5KX142336	2019	TOYT	TACOMA DOUBLE CAB
JTHBA1D26G5023835	2016	LEXS	IS 200T
JTHBW1GG8G2114275	2016	LEXS	ES 300H
JTHCM1D28G5012508	2016	LEXS	IS 300
SALWR2TF2EA390508	2014	LNDR	RANGE ROVER SPORT SC
WA1L2AFP7GA012632	2016	AUDI	Q5 PREMIUM PLUS
2T3NFREV3HW371805	2017	TOYT	RAV4 SE
3GTU2PEJ0GG161444	2016	GMC	SIERRA K1500 DENALI
3GTU2PEJ6GG300556	2016	GMC	SIERRA K1500 DENALI
3TMDZ5BN2HM021339	2017	TOYT	TACOMA DOUBLE CAB
WBA5B3C51GG259779	2016	BMW	535 XI
WBA7F2C54GG421170	2016	BMW	750 XI
1C4BJWDGXFL535456	2015	JEEP	WRANGLER UNLIMITED SPORT
1GT12TEG0JF266445	2018	GMC	SIERRA K2500 SLT
1GTV2LECXGZ284800	2016	GMC	SIERRA K1500
3GTU2PEC7GG142021	2016	GMC	SIERRA K1500 DENALI
2T2ZZMCA6GC024601	2016	LEXS	RX 350
2G1105SA8G9171241	2016	CHEV	IMPALA LT
5FRYD4H45GB060923	2016	ACUR	MDX TECHNOLOGY
5NPE34AB3HH497113	2017	HYUN	SONATA SPORT
5TFCZ5AN1KX173224	2019	TOYT	TACOMA DOUBLE CAB
5UXKROC53F0P03217	2015	BMW	X5 XDRIVE35I
JH4KC1F56FC000583	2015	ACUR	RLX TECH
JTHDL5EF2H5008097	2017	LEXS	LS 460L
19XFC1F99GE200843	2016	HOND	CIVIC TOURING
2GNFLEEK3G6219536	2016	CHEV	EQUINOX LS
4T1BK1EB9GU222764	2016	TOYT	AVALON XLE
5N1A22MHXFN207055	2015	NISS	MURANO S
JN8AS5MT5FW152480	2015	NISS	ROGUE SELECT S
2C4RDGBG7FR669055	2015	DODG	GRAND CARAVAN SE
1VWBA7A36JC006065	2018	VOLK	PASSAT SE
WVWKR7AU0KW902897	2019	VOLK	E-GOLF SE
WVWKR7AU7KW909412	2019	VOLK	E-GOLF SE
3VWN57BU3KM225607	2019	VOLK	JETTA S
1V2UR2CA5KC518421	2019	VOLK	ATLAS SE
1V2MR2CA7KC594156	2019	VOLK	ATLAS SEL
3VV2B7AX1KM174510	2019	VOLK	TIGUAN SE
3VWC57BU2KM227209	2019	VOLK	JETTA S
3VV0B7AX3KM162401	2019	VOLK	TIGUAN S
3VWCB7BU6KM221079	2019	VOLK	JETTA S
1V2MR2CA1KC591446	2019	VOLK	ATLAS SEL
WVWKR7AU4KW910453	2019	VOLK	E-GOLF SE

Volkswagen of Union

SN/VIN	Year	Make	Model
1V2UR2CA1KC580155	2019	VOLK	ATLAS SE
1V2MR2CA4KC564645	2019	VOLK	ATLAS SEL
3VV0B7AX7KM181338	2019	VOLK	TIGUAN S
3VW5T7BU0KM229247	2019	VOLK	JETTA GLI
3VV0B7AX9KM177968	2019	VOLK	TIGUAN S
WVWWA7AU0KW178475	2019	VOLK	GOLF R
3VW5T7AU4KM031689	2019	VOLK	GTI AUTOBAHN
3VV2B7AX3KM184665	2019	VOLK	TIGUAN SE
3VWE57BU7KM246556	2019	VOLK	JETTA SEL
3VV2B7AX7KM185866	2019	VOLK	TIGUAN SE
3VWC57BU2KM242695	2019	VOLK	JETTA S
3VV2B7AX2KM175410	2019	VOLK	TIGUAN SE
3VWC57BU2KM250392	2019	VOLK	JETTA S
3VV2B7AX7KM184796	2019	VOLK	TIGUAN SE
1V2LR2CA8KC576664	2019	VOLK	ATLAS SE
1V2LR2CA4KC595373	2019	VOLK	ATLAS SE
1V2NR2CA1KC566440	2019	VOLK	ATLAS SEL PREMIUM
3VWC57BU1KM246611	2019	VOLK	JETTA S
3VV2B7AX2KM056305	2019	VOLK	TIGUAN SE
1V2UR2CA7KC549220	2019	VOLK	ATLAS SE
3VWE57BU6KM113318	2019	VOLK	JETTA SEL
3VW5T7AU3KM016293	2019	VOLK	GTI AUTOBAHN
1V2UR2CA3KC568167	2019	VOLK	ATLAS SE
1V2GR2CA5KC543767	2019	VOLK	ATLAS S
1V2UR2CA0KC544845	2019	VOLK	ATLAS SE
WVWHR7AN5KE031228	2019	VOLK	ARTEON SEL
3VV2B7AX1KM197186	2019	VOLK	TIGUAN SE
3VV2B7AX6KM198561	2019	VOLK	TIGUAN SE
3VV2B7AX6KM196941	2019	VOLK	TIGUAN SE
1V2GR2CA5KC514317	2019	VOLK	ATLAS S
1V2DP2CA4KC573884	2019	VOLK	ATLAS SE
1V2DP2CA5KC573862	2019	VOLK	ATLAS SE
1V2DP2CA8KC573368	2019	VOLK	ATLAS SE
1V2LR2CA7KC537077	2019	VOLK	ATLAS SE
1V2LR2CA7KC579698	2019	VOLK	ATLAS SE
1V2MR2CA3KC584708	2019	VOLK	ATLAS SEL
3VW5T7AU0KM026232	2019	VOLK	GTI AUTOBAHN
1V2XR2CA7KC507806	2019	VOLK	ATLAS SE
1V2UR2CA4KC582451	2019	VOLK	ATLAS SE
1V2XR2CA7KC519325	2019	VOLK	ATLAS SE
WVWWA7AU9KW171895	2019	VOLK	GOLF R
WVWWA7AUXXKW196241	2019	VOLK	GOLF R

Volkswagen of Union

SN/VIN	Year	Make	Model
WVWWA7AUXKW199835	2019	VOLK	GOLF R
3VWE57BU3KM247820	2019	VOLK	JETTA SEL
3VWE57BU3KM249373	2019	VOLK	JETTA SEL
3VWE57BU4KM210663	2019	VOLK	JETTA SEL
3VWE57BU5KM107008	2019	VOLK	JETTA SEL
3VWE57BU5KM240142	2019	VOLK	JETTA SEL
3VWE57BU5KM247205	2019	VOLK	JETTA SEL
3VWE57BU7KM236304	2019	VOLK	JETTA SEL
3VWC57BU3KM241619	2019	VOLK	JETTA S
3VWE57BU7KM250672	2019	VOLK	JETTA SEL
3VWE57BU7KM251630	2019	VOLK	JETTA SEL
3VWC57BU0KM253114	2019	VOLK	JETTA S
1V2UR2CA8KC577205	2019	VOLK	ATLAS SE
1V2UR2CA3KC568752	2019	VOLK	ATLAS SE
3VW5T7AU9KM030988	2019	VOLK	GTI AUTOBAHN
3VW5T7AU9KM031526	2019	VOLK	GTI AUTOBAHN
3VW5T7AUXKM031857	2019	VOLK	GTI AUTOBAHN
3VW5T7BU4KM185172	2019	VOLK	JETTA GLI
3VW5T7BU8KM205522	2019	VOLK	JETTA GLI
3VW5T7BUXKM228395	2019	VOLK	JETTA GLI
3VW6T7AU0KM028583	2019	VOLK	GTI AUTOBAHN
3VWC57BU3KM243242	2019	VOLK	JETTA S
3VWC57BU3KM245637	2019	VOLK	JETTA S
3VWC57BU3KM248800	2019	VOLK	JETTA S
3VWC57BU3KM251938	2019	VOLK	JETTA S
3VWC57BU3KM255469	2019	VOLK	JETTA S
3VW6T7AU0KM030138	2019	VOLK	GTI AUTOBAHN
3VWC57BU2KM251008	2019	VOLK	JETTA S
3VWE57BU8KM251488	2019	VOLK	JETTA SEL
1V2MR2CA4KC582238	2019	VOLK	ATLAS SEL
1V2MR2CA6KC578823	2019	VOLK	ATLAS SEL
1V2UR2CA2KC538125	2019	VOLK	ATLAS SE
1V2UR2CA2KC542238	2019	VOLK	ATLAS SE
3VWC57BU7KM239551	2019	VOLK	JETTA S
1V2LR2CA8KC529893	2019	VOLK	ATLAS SE
3VWC57BU5KM249589	2019	VOLK	JETTA S
3VWC57BU5KM254257	2019	VOLK	JETTA S
3VWC57BU6KM239332	2019	VOLK	JETTA S
3VWC57BU6KM241050	2019	VOLK	JETTA S
3VWC57BU6KM241145	2019	VOLK	JETTA S
3VWC57BU6KM241758	2019	VOLK	JETTA S
3VWC57BU6KM242778	2019	VOLK	JETTA S

Volkswagen of Union

SN/VIN	Year	Make	Model
3VV2B7AX7KM186175	2019	VOLK	TIGUAN SE
3VWC57BU6KM252985	2019	VOLK	JETTA S
3VWC57BU6KM257507	2019	VOLK	JETTA S
3VWC57BU7KM206520	2019	VOLK	JETTA S
3VWC57BU7KM222989	2019	VOLK	JETTA S
3VWE57BU0KM247600	2019	VOLK	JETTA SEL
3VWE57BU2KM245413	2019	VOLK	JETTA SEL
3VWE57BU2KM255343	2019	VOLK	JETTA SEL
3VWC57BU2KM242633	2019	VOLK	JETTA S
1V2RR2CA2KC582700	2019	VOLK	ATLAS SEL
1V2UR2CA3KC582750	2019	VOLK	ATLAS SE
1V2UR2CA4KC606652	2019	VOLK	ATLAS SE
1V2UR2CA6KC528309	2019	VOLK	ATLAS SE
1V2UR2CA6KC530190	2019	VOLK	ATLAS SE
1V2UR2CA6KC581012	2019	VOLK	ATLAS SE
3VWC57BU7KM248914	2019	VOLK	JETTA S
3VWC57BU7KM253529	2019	VOLK	JETTA S
3VWC57BU8KM167579	2019	VOLK	JETTA S
3VWC57BU8KM247402	2019	VOLK	JETTA S
3VWC57BU8KM247772	2019	VOLK	JETTA S
3VWC57BU8KM252910	2019	VOLK	JETTA S
3VWC57BU9KM198775	2019	VOLK	JETTA S
3VWC57BU9KM216255	2019	VOLK	JETTA S
3VWC57BU9KM232455	2019	VOLK	JETTA S
3VWC57BU0KM256000	2019	VOLK	JETTA S
3VWC57BU1KM198740	2019	VOLK	JETTA S
3VWC57BU1KM241859	2019	VOLK	JETTA S
3VWC57BU1KM247743	2019	VOLK	JETTA S
3VWC57BU1KM255907	2019	VOLK	JETTA S
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1V2UR2CA9KC539367	2019	VOLK	ATLAS SE
3VWC57BU1KM257494	2019	VOLK	JETTA S
1V2MR2CA6KC596190	2019	VOLK	ATLAS SEL
1V2MR2CA7KC586171	2019	VOLK	ATLAS SEL
WVWBR7AN4KE008495	2019	VOLK	ARTEON SE
WVWDR7AN3KE027094	2019	VOLK	ARTEON SEL
WVWER7AN6KE026297	2019	VOLK	ARTEON SEL PREMIUM
3VV2B7AXXKM100177	2019	VOLK	TIGUAN SE
3VV2B7AXXKM148908	2019	VOLK	TIGUAN SE
3VV2B7AXXKM200246	2019	VOLK	TIGUAN SE
3VV3B7AX5KM135181	2019	VOLK	TIGUAN SE
3VV4B7AX0KM077419	2019	VOLK	TIGUAN SEL PREMIUM

Volkswagen of Union

SN/VIN	Year	Make	Model
3VV4B7AX2KM089541	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX3KM107562	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX3KM127133	2019	VOLK	TIGUAN SEL PREMIUM
3VWC57BU0KM244686	2019	VOLK	JETTA S
3VWC57BU0KM251704	2019	VOLK	JETTA S
3VV2B7AX1KM186964	2019	VOLK	TIGUAN SE
3VV2B7AX2KM116325	2019	VOLK	TIGUAN SE
3VV2B7AX2KM162088	2019	VOLK	TIGUAN SE
3VV0B7AX7KM181579	2019	VOLK	TIGUAN S
3VV0B7AX9KM177839	2019	VOLK	TIGUAN S
3VV2B7AX0KM146472	2019	VOLK	TIGUAN SE
3VV2B7AX0KM153938	2019	VOLK	TIGUAN SE
3VV2B7AX0KM161554	2019	VOLK	TIGUAN SE
3VV2B7AX0KM165152	2019	VOLK	TIGUAN SE
3VV2B7AX0KM173445	2019	VOLK	TIGUAN SE
3VV4B7AX5KM127473	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX5KM181047	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX6KM049155	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX6KM114120	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX7KM070757	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX7KM189165	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AXXKM095877	2019	VOLK	TIGUAN SEL PREMIUM
1V2MR2CA9KC597947	2019	VOLK	ATLAS SEL
3VWN57BU1KM237352	2019	VOLK	JETTA S
3VWN57BU2KM234427	2019	VOLK	JETTA S
3VWN57BU2KM242642	2019	VOLK	JETTA S
3VWN57BU3KM110084	2019	VOLK	JETTA S
3VWN57BU5KM233630	2019	VOLK	JETTA S
3VV2B7AX3KM174069	2019	VOLK	TIGUAN SE
3VV2B7AX1KM144133	2019	VOLK	TIGUAN SE
3VWC57BU2KM217165	2019	VOLK	JETTA S
3VWFD7AT1KM714507	2019	VOLK	BEETLE S
3VV2B7AX7KM183907	2019	VOLK	TIGUAN SE
3VWC57BU2KM219823	2019	VOLK	JETTA S
3VWC57BU2KM236007	2019	VOLK	JETTA S
3VWC57BU2KM245046	2019	VOLK	JETTA S
3VWC57BU4KM238096	2019	VOLK	JETTA S
3VV2B7AX8KM115485	2019	VOLK	TIGUAN SE
3VW5DAAT5KM511452	2019	VOLK	BEETLE S
3VW5DAAT7KM511081	2019	VOLK	BEETLE S
3VW5DAAT7KM511307	2019	VOLK	BEETLE S
3VW5DAATXKM500978	2019	VOLK	BEETLE S

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SN/VIN	Year	Make	Model
3VWC57BU9KM253693	2019	VOLK	JETTA S
3VWC57BUXKM234988	2019	VOLK	JETTA S
3VWC57BUXKM250558	2019	VOLK	JETTA S
3VWCB7BU0KM243689	2019	VOLK	JETTA S
3VWCB7BU1KM224858	2019	VOLK	JETTA S
3VWE57BU9KM241259	2019	VOLK	JETTA SEL
3VV0B7AX2KM177679	2019	VOLK	TIGUAN S
3VWCB7BU6KM248976	2019	VOLK	JETTA S
3VWCB7BU8KM249014	2019	VOLK	JETTA S
3VWCB7BUXKM223868	2019	VOLK	JETTA S
3VWEB7BU9KM201062	2019	VOLK	JETTA SEL
3VV2B7AX5KM161890	2019	VOLK	TIGUAN SE
3VV2B7AX6KM157136	2019	VOLK	TIGUAN SE
3VWC57BU4KM247865	2019	VOLK	JETTA S
3VWC57BU4KM252659	2019	VOLK	JETTA S
3VWC57BU4KM253214	2019	VOLK	JETTA S
3VWC57BU4KM254072	2019	VOLK	JETTA S
3VWC57BU5KM245221	2019	VOLK	JETTA S
1V2LR2CA8KC579189	2019	VOLK	ATLAS SE
1V2LR2CAXKC559199	2019	VOLK	ATLAS SE
1V2MR2CA2KC574431	2019	VOLK	ATLAS SEL
3VV0B7AX0KM184954	2019	VOLK	TIGUAN S
1V2LR2CA2KC512247	2019	VOLK	ATLAS SE
1V2LR2CA2KC573646	2019	VOLK	ATLAS SE
3VWFD7AT1KM717407	2019	VOLK	BEETLE S
3VWFD7AT3KM716761	2019	VOLK	BEETLE S
3VWFD7AT6KM717032	2019	VOLK	BEETLE S
3VWFD7AT7KM719078	2019	VOLK	BEETLE S
3VV2B7AX7KM198195	2019	VOLK	TIGUAN SE
3VV2B7AX8KM102414	2019	VOLK	TIGUAN SE
3VV2B7AX8KM114286	2019	VOLK	TIGUAN SE
3VV2B7AX4KM057472	2019	VOLK	TIGUAN SE
3VV2B7AX4KM164554	2019	VOLK	TIGUAN SE
3VWFD7AT9KM717042	2019	VOLK	BEETLE S
3VV4B7AX3KM182102	2019	VOLK	TIGUAN SEL PREMIUM
3VV4B7AX4KM118456	2019	VOLK	TIGUAN SEL PREMIUM
1V2UR2CA8KC521412	2019	VOLK	ATLAS SE
3VV2B7AX8KM149278	2019	VOLK	TIGUAN SE
3VV2B7AX8KM150009	2019	VOLK	TIGUAN SE
3VV2B7AX8KM182989	2019	VOLK	TIGUAN SE
3VV2B7AX9KM158278	2019	VOLK	TIGUAN SE
3VV2B7AX9KM164954	2019	VOLK	TIGUAN SE

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SN/VIN	Year	Make	Model
3VV2B7AX9KM165540	2019	VOLK	TIGUAN SE
3VV2B7AX9KM192009	2019	VOLK	TIGUAN SE
3VWC57BU3KM202593	2019	VOLK	JETTA S
3VWC57BU3KM208376	2019	VOLK	JETTA S
3VWC57BU3KM216882	2019	VOLK	JETTA S
3VWC57BU3KM238817	2019	VOLK	JETTA S
WVWVA7AU1KW225492	2019	VOLK	GOLF R
WVWVA7AU4KW210288	2019	VOLK	GOLF R
WVWVA7AU5KW209098	2019	VOLK	GOLF R
WVWVA7AU5KW229335	2019	VOLK	GOLF R
WVWVA7AU8KW196458	2019	VOLK	GOLF R
WVWVA7AU8KW229295	2019	VOLK	GOLF R
WVWVA7AU1KW192742	2019	VOLK	GOLF R
1V2MR2CA6KC588929	2019	VOLK	ATLAS SEL
1V2XR2CA3KC513294	2019	VOLK	ATLAS SE
1V2XR2CA4KC537426	2019	VOLK	ATLAS SE
WVWVA7AU3KW212523	2019	VOLK	GOLF R
WVWVA7AU3KW225305	2019	VOLK	GOLF R
WVWVA7AU5KW195966	2019	VOLK	GOLF R
WVWVA7AU5KW211308	2019	VOLK	GOLF R
WVWVA7AU6KW191070	2019	VOLK	GOLF R
WVWVA7AU7KW209348	2019	VOLK	GOLF R
1V2GR2CA2KC578816	2019	VOLK	ATLAS S
1V2GR2CA8KC544623	2019	VOLK	ATLAS S
1V2GR2CA9KC576593	2019	VOLK	ATLAS S
1V2GR2CA9KC579820	2019	VOLK	ATLAS S
1V2LR2CA0KC577789	2019	VOLK	ATLAS SE
1V2MR2CA2KC594517	2019	VOLK	ATLAS SEL
3VWC57BU9KM242497	2019	VOLK	JETTA S
WVWVA7AU3KW210982	2019	VOLK	GOLF R
3VWC57BU2KM248092	2019	VOLK	JETTA S
3VWC57BU2KM248402	2019	VOLK	JETTA S
3VWC57BU2KM249131	2019	VOLK	JETTA S
1V2MR2CAXKC549485	2019	VOLK	ATLAS SEL
3VV2B7AX1KM181716	2019	VOLK	TIGUAN SE
3VV2B7AX2KM165928	2019	VOLK	TIGUAN SE
3VV2B7AX2KM172751	2019	VOLK	TIGUAN SE
3VV2B7AX2KM173379	2019	VOLK	TIGUAN SE
3VV2B7AX2KM197472	2019	VOLK	TIGUAN SE
3VV2B7AX3KM134378	2019	VOLK	TIGUAN SE
3VV2B7AX3KM162018	2019	VOLK	TIGUAN SE
3VV2B7AX3KM174301	2019	VOLK	TIGUAN SE

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SN/VIN	Year	Make	Model
1V2UR2CA7KC574070	2019	VOLK	ATLAS SE
1V2UR2CA7KC578958	2019	VOLK	ATLAS SE
3VWGS7BU9KM245658	2019	VOLK	JETTA SEL PREMIUM
3VWH17AU4KM513310	2019	VOLK	GOLF ALLTRACK S
3VWH17AU6KM508030	2019	VOLK	GOLF ALLTRACK S
3VWH17AU6KM514359	2019	VOLK	GOLF ALLTRACK S
3VWJD7AT7KM719298	2019	VOLK	BEETLE SE
1V2LR2CA7KC595531	2019	VOLK	ATLAS SE
3VWC57BU2KM241403	2019	VOLK	JETTA S
3VW5T7AU1KM032797	2019	VOLK	GTI AUTOBAHN
3VW5T7AU4KM011636	2019	VOLK	GTI AUTOBAHN
3VW5T7AU6KM033959	2019	VOLK	GTI AUTOBAHN
3VW5T7AU8KM029752	2019	VOLK	GTI AUTOBAHN
3VW5T7AU8KM031159	2019	VOLK	GTI AUTOBAHN
3VW5T7AU8KM031887	2019	VOLK	GTI AUTOBAHN
3VW5T7AU9KM029470	2019	VOLK	GTI AUTOBAHN
3VWC57BU2KM250084	2019	VOLK	JETTA S
3VW6T7AU0KM031130	2019	VOLK	GTI AUTOBAHN
3VW6T7AU1KM029905	2019	VOLK	GTI AUTOBAHN
3VW6T7AU2KM009713	2019	VOLK	GTI AUTOBAHN
3VW6T7AU2KM029380	2019	VOLK	GTI AUTOBAHN
3VW6T7AU3KM029890	2019	VOLK	GTI AUTOBAHN
3VW6T7AU6KM031276	2019	VOLK	GTI AUTOBAHN
3VW6T7AU8KM029397	2019	VOLK	GTI AUTOBAHN
3VW6T7AUXKM030096	2019	VOLK	GTI AUTOBAHN
3VW6T7BU1KM227740	2019	VOLK	JETTA GLI
3VW6T7BU2KM196496	2019	VOLK	JETTA GLI
3VW5T7AU9KM030151	2019	VOLK	GTI AUTOBAHN
3VW6T7BU3KM233930	2019	VOLK	JETTA GLI
3VW6T7BU4KM206770	2019	VOLK	JETTA GLI
3VW6T7BU8KM228237	2019	VOLK	JETTA GLI
3VW6T7BUXKM234234	2019	VOLK	JETTA GLI
3VWC57BU0KM236443	2019	VOLK	JETTA S
3VWC57BU0KM244087	2019	VOLK	JETTA S
3VV2B7AX3KM197853	2019	VOLK	TIGUAN SE
3VV2B7AX5KM160321	2019	VOLK	TIGUAN SE
1V2UR2CA7KC580189	2019	VOLK	ATLAS SE
1V2MR2CA2KC552591	2019	VOLK	ATLAS SEL
19UUA9F59CA007230			
1C4R1FAG2HC704617			
2T2BK1BA8FC269629			
3VW8T7AT9EM804830			

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5UXWX7C51G0R17706			
JTHCZ1BL4GA001445			
3VVOB7AX0KM160279			
3VVOB7AX0KM180368			
3VVOB7AX4KM143646			
3VVOB7AX6KM178625			
3VV2B7AX3KM189638			
3VV2B7AX4KM175280			
3VV2B7AXXKM157852			
3VWC57BU0KM232263			
3VWC57BU4KM216695			

EXHIBIT B

77Q5512

All parts and accessories maintained at the CTE2, LLC store location at 2155 Route 22 West, Union, New Jersey or the service repair facility location at 1180 Springfield Rd., Union, New Jersey, including but not limited to the foregoing:

A. All parts and accessories that are branded as being Volkswagen parts and accessories, or that bear the label "Genuine Volkswagen Parts".

B. All parts and accessories that are labeled or identified as being solely for use in connection with the operation, repair or replacement of existing parts and accessories on Volkswagen automobiles.

C. Any and all tires located at either CTE2 location.

D. Any and all hydraulic lifts or other repair equipment located at either CTE2 location.