

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

JEREMY LEBEWOHL, UNCLE ABIES DELI  
INC. d/b/a 2<sup>nd</sup> AVE DELI, UNCLE ABIES  
DELI ON FIRST INC., UNCLE ABIES DELI  
SANDWICH TRADEMARKS LLC, and JACK  
LEBEWOHL

**CIVIL ACTION NO:** 11-CIV-3153-PAE-  
JCE

Plaintiffs,

v.

HEART ATTACK GRILL LLC, HAG LLC,  
JON BASSO, and DIET CENTER LLC (Texas),  
and DIET CENTER LLC (Delaware)

Defendants.

\_\_\_\_\_ /

**DEFENDANTS' NOTICE OF FILING JON BASSO'S DECLARATION**  
**IN SUPPORT OF ITS**  
**MOTION FOR SUMMARY JUDGMENT**

Defendants, HEART ATTACK GRILL LLC, HAG LLC, JON BASSO, DIET CENTER  
LLC (a Texas corporation), and DIET CENTER LLC (a Delaware corporation) (collectively,  
"Defendants" or "HAG"), hereby give notice of filing Jon Basso's Declaration in support of its  
motion for summary judgment.

[space left blank]

Dated: March 26, 2012

Respectfully submitted,

By: /RobertKain/

Robert C. Kain, Jr., Esq. (RK 7454)

Florida Bar No. 266760

[RKain@ComplexIP.com](mailto:RKain@ComplexIP.com)

Kain & Associates Attorneys at Law

900 Southeast 3<sup>rd</sup> Avenue, Suite 205

Fort Lauderdale, Florida 33316

Telephone: (954) 768-9002; Fax: (954) 768-0158

Counsel for Defendants

**CERTIFICATE OF SERVICE**

I hereby certify that on March 26, 2012, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record or pro se parties identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

William W. Chuang, Esq.  
Jakubowitz & Chuang LLP  
401 Broadway  
Suite 408  
New York, NY 10013  
Attorneys for Plaintiffs

Michael J. Quarequio  
SDNY Bar No. MQ2170  
Michael J. Quarequio, P.A.  
900 S.E. 3<sup>rd</sup> Avenue, Ste 202  
Fort Lauderdale, FL 33316  
954-524-3324  
f - 954-779-1767  
[mjquesq@gmail.com](mailto:mjquesq@gmail.com)  
Co-Counsel for Defendants

/RobertKain/

Robert C. Kain, Jr., Esq.  
SDNY Bar No. (RK 7454)

G:\RCK\CLIENTS\Heart-Attack(HAG)\Lebewohl-2nd-Ave-Deli-v-Heart-Attack\SJ-Notice-file-Basso-Decl.wpd