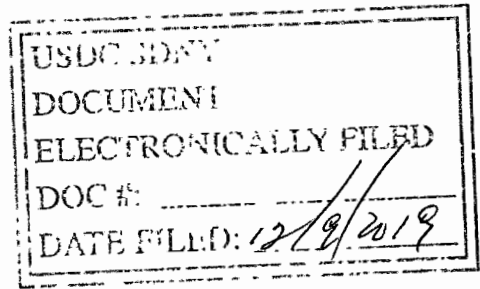


**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**



-----X  
ACIM NY, L.L.C. d/b/a Nissan of Manhattan,  
ALIM NY, L.L.C. d/b/a Infiniti of Manhattan,  
and BICOM NY, LLC d/b/a Jaguar Land Rover  
Manhattan,

Plaintiffs/Counter Defendants,

-against-

NISSAN NORTH AMERICA, INC. and  
NISSAN MOTOR ACCEPTANCE CORP.,

Defendants/Counter Claimants.

-----X  
NISSAN MOTOR ACCEPTANCE CORP.,

Third-Party Plaintiff,

-against-

BNF NY REALTY, LLC,  
BNF PARTNERS NY, LLC,  
MTKN, LLC d/b/a Nissan of Mt. Kisco;  
WHITE PLAINS AUTO COMPANY, LLC  
d/b/a White Plains Nissan,  
GARY B. FLOM,  
ALEXANDER A. BOYKO, and  
VENIAMIN NILVA,

Third-Party Defendants.

-----X  
NISSAN NORTH AMERICA, INC.,

Third-Party Plaintiff,

-against-

GARY B. FLOM,  
ALEXANDER A. BOYKO, and  
VENIAMIN NILVA,

Third-Party Defendants.

-----X

17 CIVIL 729 (LGS)

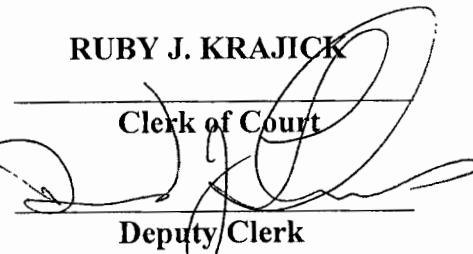
**JUDGMENT**

Third-Party Action No.: 1

Third Party Action No.: 2

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Opinion and Order dated February 26, 2019, Order dated November 19, 2019, and Order dated December 6, 2019, summary judgment is granted to Nissan North America, Inc., ("NNA") as to Counts One through Five and Seven in its Amended Counterclaims and Amended Third-Party Complaint; judgment is entered in favor of NNA and against BICOM on Count Six of NNA's Second Amended Counterclaims and Third-Party Complaint (Dkt. No. 628); the parties represent that all other claims have been resolved; accordingly, the case is closed.

**Dated:** New York, New York  
December 9, 2019

**RUBY J. KRAJICK**  
\_\_\_\_\_  
**Clerk of Court**  
BY:   
\_\_\_\_\_  
**Deputy Clerk**

THIS DOCUMENT WAS ENTERED  
ON THE DOCKET ON 12/19/2019