

Miral, Inc. v Kovac Media Group, Inc.

2018 NY Slip Op 32306(U)

September 18, 2018

Supreme Court, New York County

Docket Number: 159320/2016

Judge: Kathryn E. Freed

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This opinion is uncorrected and not selected for official publication.

SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY

PRESENT: HON. KATHRYN E. FREED PART IAS MOTION 2

Justice

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INDEX NO. 159320/2016

MIRAL, INC., LOGAN RASKIN, ROGER RASKIN,

MOTION DATE 08/21/2018

Plaintiff,

MOTION SEQ. NO. 003

- v -

KOVAC MEDIA GROUP, INC., EVIL ENTERTAINMENT, INC., S
RAE PRODUCTIONS, LLC, ARTIST GROUP INTERNATIONAL
LLC

DECISION AND ORDER

Defendant.

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The following e-filed documents, listed by NYSCEF document number (Motion 003) 22, 23, 24, 25, 26
were read on this motion to/for PRO HAC VICE

Upon the foregoing documents, the motion is granted without opposition.

Pursuant to 22 NYCRR 520.11 (a)(1) of the Rules of the Court of Appeals, "[a]n attorney
and counselor-at-law or the equivalent who is a member in good standing of the bar of another
state, territory, district or foreign country may be admitted pro hac vice: (1) in the discretion of
any court of record, to participate in any matter in which the attorney is employed or (2) in the
discretion of the Appellate Division." 22 NYCRR 520.11 (d) provides that an attorney admitted
pro hac vice "(1) shall be familiar with and shall comply with the standards of professional
conduct imposed upon members of the New York bar, including the rules of court governing the
conduct of attorneys and the Disciplinary Rules of the Code of Professional Responsibility; and
(2) shall be subject to the jurisdiction of the courts of this State with respect to any acts occurring
during the course of the attorney's participation in the matter. 22 NYCRR 602.2(a) of the Rules
of the Appellate Division, First Department provides, inter alia, that an attorney from another
state, territory district or foreign country, may be admitted pro hac vice to participate in the trial

or argument of a particular cause in which the attorney may be employed, upon application to and in the discretion of the court in which the cause is pending.”

Here, defendant Kovac Media Group, Inc., d/b/a Tenth Street Entertainment and Artist Group International LLC, has established to this Court’s satisfaction that David W. Schecter, Esq., an attorney admitted in good standing to practice in the courts of the State of California, is familiar with the rules of professional conduct in this state and avers that he will adhere to them during the course of this proceeding. Doc. No 24. He also acknowledges that he will be subject to this Court’s jurisdiction. David I. Bosko, Esq., an associate at the New York office of Miller Barondess, LLP, and an attorney admitted to practice in the courts of this State, has indicated that defendant has specifically requested that, David W. Schecter, appear on its behalf in this action given that he has represented the defendant on numerous occasions in the State of California. Schecter annexes a copy of his Certificate of Good Standing from the State of California, Doc. No. 25. This Court can discern no reason to deny the request.

Accordingly, it is hereby:

ORDERED that the motion is granted, and David W. Schecter, is permitted to appear and to participate pro hac vice in this action on behalf of defendant, Kovac Media Group, Inc., d/b/a Tenth Street Entertainment and Artist Group International LLC.; and it is further

ORDERED that David W. Schecter, shall at all times be associated herein with counsel David I. Bosko, who is a member in good standing of the Bar of the State of New York and is an attorney of record for the party in question, and all pleadings, briefs and other papers filed with the Court shall be signed by the attorney of record who shall be held responsible for such papers and for the conduct of this action; and it is further

ORDERED that, pursuant to Section 520.11 of the Rules of the Court of Appeals and Section 602.2 of the Rules of the Appellate Division, First Department, the attorney hereby admitted pro hac vice, David W. Schecter,, shall abide by the standards of professional conduct imposed upon members of the New York Bar, including the Rules of the Court governing the conduct of attorneys and the Disciplinary Rules of the Code of Professional Responsibility; and it is further

ORDERED that David W. Schecter, shall be subject to the jurisdiction of the courts of the State of New York with respect to any acts occurring during the course of his participation in this matter; and it is further

ORDERED that David W. Schecter, shall notify the Court immediately of any matter or event in this or any other jurisdiction which affects his standing as a member of the Bar; and it is further

ORDERED that this constitutes the decision and order of the court.

9/18/2018

DATE



KATHRYN E. FREED, J.S.C.

CHECK ONE:

CASE DISPOSED

NON-FINAL DISPOSITION

GRANTED

DENIED

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE