

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

MURAT AKTAR, GREGORY BAKER,
IRWIN BLITT, IRWIN BLITT REVOCABLE
TRUST, RITA BLITT, RALPH CIOFFI,
HAWKSTONE CAPITAL GROUP LLC, ADAM
KUGLER, LONDON FAMILY TRUST, ALAN
B. MILLER, THOMAS COLICCHIO,
RICHARD O'LEARY, GREGORY OSBORN,
DAVID W. RAISBECK, ELLEN J. RAISBECK
and RCI II LIMITED,

Plaintiffs,

-against-

NAVAGATE, INC. and GREGORY RORKE
a/k/a GREG RORKE,

Defendants.

Index No. 652425/2013

**JUDGMENT RENDERED IN FAVOR
OF PLAINTIFFS AND AGAINST
DEFENDANTS NAVAGATE, INC.
AND GREGORY RORKE**

The Summons, Notice of Motion for Summary Judgment in Lieu of Complaint, and accompanying Affidavits and Exhibits in this action having been duly served upon defendants Navagate, Inc. and Gregory Rorke a/k/a Greg Rorke by personal service on July 11, 2013, which process, with an Affidavit of Service thereof, was filed in this Court on July 25, 2013; and the time for defendants Navagate, Inc. and Gregory Rorke to oppose or otherwise respond to Plaintiff's Motion for Summary Judgment in Lieu of Complaint having expired; and this Court having granted Plaintiff's Motion for Summary Judgment in Lieu of Complaint by Order dated January 28, 2014 and entered on February 10, 2014, and by said Order having directed the Clerk of the Court to enter Judgment in favor of Plaintiffs and against defendants Navagate, Inc. and Gregory Rorke, jointly and severally; and the Court having severed Plaintiffs' claims for attorneys' fees and referred said claim to the Referee's Clerk for assessment.

NOW, upon the Order dated January 28, 2014 and entered on February 10, 2014, it is hereby

ADJUDGED, that plaintiff MURAT AKTAR, an individual, with an address of 588 Upper Boulevard, Ridgewood, New Jersey 07450, recover Judgment in his favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036, and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of \$25,000.00, with interest accrued at a rate of \$13.89 per day from November 2, 2012 in the sum of \$ 7,236.69; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 32,278.69; and that plaintiff MURAT AKTAR have execution therefore. X

ADJUDGED, that plaintiff GREGORY A. BAKER, an individual, with an address of 23615 Oak Valley Road, Cupertino, California 95014-6554, recover Judgment in his favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036, and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of \$50,000.00, with interest accrued at a rate of \$27.28 per day from October 22, 2010 in the sum of \$ 34,454.64; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 84,496.64; and that plaintiff GREGORY A. BAKER have execution therefore. X

ADJUDGED, that plaintiff IRWIN BLITT, an individual, with an address of 3522 W. 89th Street, Leawood, Kansas 66206, recover Judgment in his favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036, and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an

10708
address of 10 Oakledge Road, Bronxville, New York, jointly and severally, in the amount of \$100,000.00, with interest accrued at a rate of \$55.55 per day from October 22, 2011 in the sum of \$ 49,883.90 ; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 149,925.90 ; and that plaintiff IRWIN BLITT have execution therefore. X

ADJUDGED, that plaintiff IRWIN BLITT REVOCABLE TRUST, with an address of 3522 W. 89th Street, Leawood, Kansas 66206, recover Judgment in its favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036 and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of \$100,000.00, with interest accrued at a rate of \$55.55 per day from March 4, 2011 in the sum of \$ 62,771.50 ; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 162,813.50 ; and that plaintiff IRWIN BLITT REVOCABLE TRUST have execution therefore. X

ADJUDGED, that plaintiff RITA BLITT, an individual, with an address of 3522 W. 89th Street, Leawood, Kansas 66206, recover Judgment in her favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036 and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of \$100,000.00, with interest accrued at a rate of \$55.55 per day from October 22, 2010 in the sum of \$ 70,159.65 ; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 170,201.65 ; and that plaintiff RITA BLITT have execution therefore. X

ADJUDGED, that plaintiff RALPH CIOFFI, an individual, with an address of 1085 Nelsons Walk, Naples, Florida 34102, recover Judgment in his favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036 and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, jointly and severally, in the amount of \$75,000.00, with interest accrued at a rate of \$41.66 per day from December 28, 2012 in the sum of \$ 19,371.90; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 94,413.90; and that plaintiff RALPH CIOFFI have execution therefore. X

ADJUDGED, that plaintiff HAWKSTONE CAPITAL GROUP LLC, with a business address of 552 Upper Boulevard, Ridgewood, New Jersey 07450, recover Judgment in its favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036 and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, jointly and severally, in the amount of \$58,275.95, with interest accrued at a rate of \$32.28 per day from February 28, 2013 in the sum of \$ 13,008.84; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 71,326.79; and that plaintiff HAWKSTONE CAPITAL GROUP LLC have execution therefore. X

ADJUDGED, that plaintiff ADAM KUGLER, an individual, with an address of 12 Meadows Lane, Closter, New Jersey 07624, recover Judgment in its favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036 and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, jointly and severally, in the amount of \$100,000.00, with interest accrued at a rate of \$55.55 per day from December 21, 2012 in the

sum of \$ 26,219.60 ; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 126,261.60 ; and that plaintiff ADAM KUGLER have execution therefore. X

ADJUDGED, that plaintiff LONDON FAMILY TRUST, with an address of 212 Aurora Drive, Montecito, California 93108, recover Judgment in its favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036 and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of \$150,000.00, with interest accrued at a rate of \$83.33 per day from April 15, 2012 in the sum of \$ 60,164.26 ; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 210,206.26 ; and that plaintiff LONDON FAMILY TRUST have execution therefore. X

ADJUDGED, that plaintiff ALAN B. MILLER, an individual, with an address of 15303 Pembroke Point, Naples, Florida 34110, recover Judgment in his favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036 and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of \$100,000.00, with (i) interest accrued at a rate of \$27.78 per day from October 20, 2012 in the sum of \$ 14,834.52, (ii) plus additional interest accrued at a rate of \$27.78 per day from February 28, 2011 in the sum of \$ 31,502.52 together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 146,379.04 ; and that plaintiff ALAN B. MILLER have execution therefore. X

ADJUDGED, that plaintiff THOMAS COLICCHIO, an individual, with an address of 47 East 19th Street, New York, New York, 10003, recover Judgment in his favor against defendant

NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036
and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an
address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of
\$50,000.00 with interest accrued at a rate of \$27.78 per day from October 20, 2010 in the sum of
\$ 35,141.70; together with \$ 42.00 costs and disbursements, amounting in all to
the TOTAL SUM of \$ 85,183.70; and that plaintiff THOMAS COLICCHIO have
execution therefore. X

ADJUDGED, that plaintiff RICHARD O'LEARY, an individual, with an address of 1100
Spruce Street, Suite 202, Boulder, Colorado 80302, recover Judgment in his favor against
defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100,
New York, NY 10036
and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York
resident with an address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in
the amount of \$75,000.00 with interest accrued at a rate of \$41.67 per day from October 22,
2012 in the sum of \$ 22,168.44; together with \$ 42.00 costs and disbursements,
amounting in all to the TOTAL SUM of \$ 97,210.44; and that plaintiff RICHARD
O'LEARY have execution therefore. X

ADJUDGED, that plaintiff GREGORY J. OSBORN, an individual, with an address of
202 Mountain Avenue, Ridgewood, New Jersey, 07450, recover Judgment in his favor against defendant
NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, NY 10036
and against defendant GREGORY RORKE a/k/a GREG RORKE, a New York resident with an
address of 10 Oakledge Road, Bronxville, New York, 10708, jointly and severally, in the amount of
\$100,000.00 with interest accrued at a rate of \$55.55 per day from December 28, 2012 in the
sum of \$ 25,830.75; together with \$ 42.00 costs and disbursements, amounting in

all to the TOTAL SUM of \$ 125,872.75; and that plaintiff GREGORY J. OSBORN have execution therefore. X

ADJUDGED, that plaintiffs DAVID W. RAISBECK and ELLEN J. RAISBECK, individuals, with an address of 1298 Isabel Drive. Sanibel, Florida 33957, recover Judgment in their favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, ^{NY 10036} and against defendant GREGORY RORKE a/k/a GREG RORKE, ¹⁰⁷⁰⁸ a New York resident with an address of 10 Oakledge Road, Bronxville, New York, jointly and severally, in the amount of \$200,000.00 with interest accrued at a rate of \$111.11 per day from September 22, 2010 in the sum of \$ 143,665.23; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 343,707.23; and that plaintiffs DAVID W. RAISBECK and ELLEN J. RAISBECK have execution therefore. X

ADJUDGED, that plaintiff RCI II Limited, a limited company incorporated in Jersey, which is a British Crown Dependency, with a registered business office at 1 Hastings Street, St. Helier JE1 4HE 7, recover Judgment in its favor against defendant NAVAGATE, INC., with a business address of 130 West 42nd Street, Suite 1100, New York, ^{NY 10036} and against defendant GREGORY RORKE a/k/a GREG RORKE, ¹⁰⁷⁰⁸ a New York resident with an address of 10 Oakledge Road, Bronxville, New York, jointly and severally, in the amount of \$70,000.00 with interest accrued at a rate of \$38.89 per day from February 4, 2012 in the sum of \$ 30,839.77; together with \$ 42.00 costs and disbursements, amounting in all to the TOTAL SUM of \$ 100,881.77; and that plaintiff RCI II LIMITED have execution therefore. X

Judgment signed this 7th day of April, 2014.

FILED

APR - 7 2014

COUNTY CLERK'S OFFICE
NEW YORK

Norman Goodman
CLERK OF THE COURT

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

MURAT AKTAR, GREGORY BAKER,
IRWIN BLITT, IRWIN BLITT REVOCABLE
TRUST, RITA BLITT, RALPH CIOFFI,
HAWKSTONE CAPITAL GROUP LLC, ADAM
KUGLER, LONDON FAMILY TRUST, ALAN
B. MILLER, THOMAS COLICCHIO,
RICHARD O'LEARY, GREGORY OSBORN,
DAVID W. RAISBECK, ELLEN J. RAISBECK
and RCI II LIMITED,

Plaintiffs,

-against-

NAVAGATE, INC. and GREGORY RORKE
a/k/a GREG RORKE,

Defendants.

Index No. 652425/2013

(I.A.S. Pt. 53)

BILL OF COSTS

I HEREBY CERTIFY THAT I HAVE
ADJUSTED THIS BILL OF COSTS AT
\$ 630.00

APR - 7 2014

Norman Sedmak
CLERK

Counsel for Plaintiffs respectfully submits, pursuant to CPLR §§ 8201 and 8301, the within Bill of Costs and requests the Clerk to prepare an itemized statement of costs and disbursements taxed against defendants Navagate, Inc. and Gregory Rorke in favor of Plaintiffs, for the insertion in the Judgment:

COSTS:

Costs before Note of Issue (CPLR § 8201(1)) \$200.00

TOTAL COSTS: \$200.00

DISBURSEMENTS:

Service of Summons + complaint ~~\$80.00~~
Fee for Request for Judicial Intervention (CPLR §8020(a)) \$95.00


Motion Expenses (CPLR §§ 8020, 8301) (1 Motion) \$45.00

Index Number Filing Fee ~~\$210.00~~
TOTAL DISBURSEMENTS: \$140.00 430

TOTAL COSTS AND DISBURSEMENTS: ~~\$340.00~~ \$630.00

Dated: New York, New York
February 11, 2014

OLSHAN FROME WOLOSKY LLP

By: 

Matteo J. Rosselli
Attorneys for Plaintiff
Park Avenue Tower
65 East 55th Street
New York, New York 10022
(212) 451-2300

FILED
APR -7 2014
COUNTY CLERK'S OFFICE
NEW YORK

ATTORNEY'S AFFIRMATION

The undersigned, an attorney admitted to practice in the courts of the State of New York, affirms under penalty of perjury pursuant to CPLR 2106 as follows:

1. I am associated with the firm of Olshan Frome Wolosky LLP, attorneys of record for plaintiffs in the above-entitled action.

2. The foregoing disbursements have been or will be necessarily made or incurred in this action and are reasonable in amount.

Dated: New York, New York
February 11, 2014



MATTEO J.ROSSELLI

FILED

APR -7 2014

COUNTY CLERK'S OFFICE
NEW YORK

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

MURAT AKTAR, GREGORY BAKER,
IRWIN BLITT, IRWIN BLITT REVOCABLE
TRUST, RITA BLITT, RALPH CIOFFI,
HAWKSTONE CAPITAL GROUP LLC, ADAM
KUGLER, LONDON FAMILY TRUST, ALAN
B. MILLER, THOMAS COLICCHIO,
RICHARD O'LEARY, GREGORY OSBORN,
DAVID W. RAISBECK, ELLEN J. RAISBECK
and RCI II LIMITED,

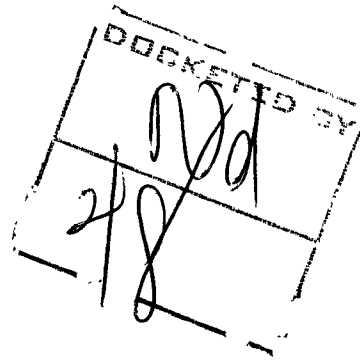
Plaintiffs,

-against-

NAVAGATE, INC. and GREGORY RORKE
a/k/a GREG RORKE,

Defendants.

Index No. 652425/2013



JUDGMENT

16-3
**FILED AND
DOCKETED**
APR 27 2014
4:40 PM
AT
N.Y. CO. CLK'S OFFICE

OLSHAN FROME WOLOSKY LLP
Attorneys for Plaintiffs
Park Avenue Tower
65 East 55th Street
New York, New York 10022
(212) 451-2300