

**SUMMARY STATEMENT ON APPLICATION FOR
EXPEDITED SERVICE AND/OR INTERIM RELIEF**
(SUBMITTED BY MOVING PARTY)

Date 6/4/14
651622/2014
Index/Indict # 651623/2014

Title of Matter Deutsche Bank Trust Co America v HPM Partners LLC, Benjamin A Pace III et al

Defendant Pace order Supreme County New York
Appeal Judgment of Surrogate's Court entered on May 30, 20 14
by _____ from decree Family

Name of Judge Marcy Friedman Notice of Appeal filed on June 3, 20 14

If from administrative determination, state agency _____

Nature of action or proceeding Breach for contract, tortious interference
breach of fiduciary duty

Provisions of order judgment appealed from enjoining defendant Pace from soliciting
or doing business with any of Plaintiff's clients on
whose account Pace worked

This application by appellant respondent is for vacating temporary restraining
order against Pace

If applying for a stay, state reason why requested Pace has no restrictive
covenants because he is not party to any
contract restricting his ability to work

Has any undertaking been posted no If "yes", state amount and type _____

Has application been made to court below for this relief yes If yes, state Disposition denied
Has there been any prior application herein in this court no If "yes", state dates and nature _____

Has adversary been advised of this application yes Does he/she consent no

Attorney for Movant

Attorney for Opposition

Name Valdi Licul, Debra Raskin
Junmin Cho
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1501 Broadway Suite 800
Ny, Ny 10036
Tel. No. 212 4037300

Baker + Hostetter
45 Rockefeller Plaza
11th Floor
Ny, Ny 10111
212 589 4200

Appearing by _____

John Siegal
Summi Malek

(Do not write below this line)

DISPOSITION

~~For~~ Interim Vacatur of TRO granted.

LD

Justice

LGD

6/4/14

Date

Motion Date _____ Opposition _____ Reply _____

EXPEDITE _____ PHONE ATTORNEYS _____ DECISION BY _____

ALL PAPERS TO BE SERVED PERSONALLY.

ELU
Court Attorney