

MEMORANDUM

IN THE MATTER OF CASES FILED
IN THIRD DISTRICT COURT
BY ATTORNEY EDWARD SHAPIRO

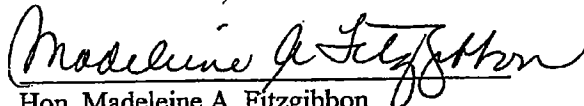
BY: HON. MADELEINE A. FITZGIBBON
DATED: JANUARY 11, 2005

ADMINISTRATIVE ORDER

The court notes that in the matter of MZ Dental v. Maldonado et al (2004 Slip Op 24524, decided December 23, 2004), the plaintiff had moved for summary judgment in each of seven cases seeking payment for first party no-fault benefits allegedly due. On November 19, 2004, Hon. Toni A. Bean, J.D.C. held a hearing regarding certain irregularities and apparent misstatements contained in plaintiff's motion papers. At said hearing plaintiff's attorneys Mr. Edward Shapiro and Mr. Jason Moroff advised the court that although the motion papers and the summons and complaint in each case contained what purported to be their signatures, in fact, neither had signed the papers himself. Indeed, Mr. Shapiro advised the court that he actually had signed none of the papers which have been submitted on the myriad cases filed by him in this court. Based upon counsels' averments, Judge Bean denied the plaintiff's motion for summary judgment in each case.

Plaintiff's counsel is hereby notified that each summons and complaint filed in Third District Court prior to the date of the hearing is not in compliance with 22 NYCRR 130-1.1-a(a). Plaintiff's counsel is directed to submit to the court a summons and complaint in each case which bear Mr. Shapiro's true signature within twenty days of the date of service of this order by the court. Failure to comply will result in dismissal of the complaint.

Dated: January 11, 2005


Hon. Madeleine A. Fitzgibbon
Supervising Judge
Suffolk County District Court