

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

TROMA ENTERTAINMENT, INC.,

Plaintiff,

-against-

RICHARD SAPERSTEIN,

Defendant.

Index No. 652539/2018

Hon. Melissa A. Crane

**STIPULATION OF
DISCONTINUANCE**

WHEREAS, by Summons and Motion for Summary Judgment in Lieu of Complaint dated May 21, 2018, Plaintiff Troma Entertainment, Inc. ("Troma") commenced this action against Defendant Richard Saperstein ("Saperstein") seeking damages for breach of a letter agreement dated June 29, 2017 in the amount of \$120,000 plus interest;

WHEREAS, Saperstein opposed Troma's Motion for Summary Judgment in Lieu of Complaint and, by Order dated November 5, 2018, this Court denied Troma's Motion pursuant to CPLR 3213;

WHEREAS, on or about November 7, 2018, Troma filed a Complaint, which it amended the same day;

WHEREAS, on or about December 10, 2018, Saperstein filed an Answer with Affirmative Defenses, denying liability and interposing affirmative defenses to the judgment sought by Troma;


WHEREAS, the parties have agreed to resolve the issues raised in this action in accordance with the terms of a Settlement Agreement executed by the parties:

IT IS HEREBY STIPULATED AND AGREED, by the parties, through their respective counsel, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is discontinued, with prejudice and

without costs to either party as against the other. This stipulation may be filed without further notice with the Clerk of the Court


Dated: New York, New York
February 13 2019

SHAPIRO, CROLAND, REISER, APFEL
& DI IORIO, LLP

By: 
David O. Marcus

411 Hackensack Avenue
Hackensack, New Jersey 07601
(201) 488-3900
Attorneys for Plaintiff

PRYOR CASHMAN LLP

By: 
Marion R. Harris

7 Times Square
New York, New York 10036
(212) 421-4100
Attorneys for Defendant