

299 Broadway, Suite 1310
New York, NY 10007
Phone: (212) 226-7334
Facsimile: (212) 226-7716
www.meenanesqs.com

By Certified Mail

September 1, 2020

Attn: Legal Order Processing
Bank of America
P.O. Box 15047
Wilmington, DE 19850-5047

Certified

3

SEP 04 2020

Re: Gayle v. Harry's Nurses Registry, Inc.
07 Civ. 4672 (NGG)(PK)

Dear Sir or Madam:

We represent the judgment creditor in this action. The judgment debtor has an account at the Bank of America branch located at 76 Court Street in Brooklyn, New York.

Please notify when the funds have been restrained. Feel free to contact me for further information.

Very truly yours,

A handwritten signature in blue ink, appearing to read 'J. Bernstein', is written over a faint, illegible typed name.

Jonathan A. Bernstein

JAB:jb
Encl.



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By Certified Mail in envelopes labeled "Personal and Confidential"

November 28, 2020

Harry's Nurses Registry, Inc.
88-25 163rd Street
Jamaica, New York 11432

Harry Dorvilier
128-47 233rd Street
Rosedale, New York 11422

Re: Gayle, et al. v. Harry's Nurses Registry, Inc. and Harry Dorvilier
Civil Action No. 07-CV-4672 (NGG)(PK)

Dear Mr. Dorvilier:

Our firm represents the Plaintiffs Claudia Gayle, *et al.* in the above-referenced civil action. Our firm is a judgment creditor in this action pursuant to a judgment that was entered by the Clerk of the United States District Court in the Eastern District of New York on August 3, 2020. As you know, you are a Defendant in this action, as is your company, Harry's Nurses Registry, Inc. Accordingly, both you and Harry's Nurses Registry, Inc., as Defendants, are judgment debtors and are liable for satisfying the payment of the judgment entered by the Court awarding our firm attorneys' fees and costs.

To that end, please find enclosed for service upon you, the following:

- A copy of the Restraining Notice that was served on Bank of America; and
- Notice to Judgment Debtor directed to Harry's Nurses Registry, Inc. and you.

Should you have any questions regarding the enclosed, please contact me or have your legal counsel do so.

Yours truly,


SHELLEY ANN QUILTY-LAKE
SQL: sql

Encs.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
CLAUDIA GAYLE, *et al.*,

Plaintiffs,

-against-

HARRY'S NURSES REGISTRY, INC. and
HARRY DORVILIER,

Defendants.
-----X

Index No. 07 Civ. 4672 (NGG) (PK)

***RESTRAINING NOTICE
TO GARNISHEE***

Re: Both Defendants

Judgment Debtor

Address: 88-25 163rd St.

Jamaica, NY 11432

OR: 128-47 233rd St.

Rosedale, NY 11422

THE PEOPLE OF THE STATE OF NEW YORK TO: Bank of America Legal Order Processing
Address: P.O. Box 15047, Wilmington DE 19850-5047

WHEREAS, in an action in the U.S. District Court, Eastern District of New York between

Claudia Gayle et al. as plaintiffs and Harry's Nurses Registry, Inc. and Harry Dorvilier as defendants who are all the parties named in the action, a judgment was entered on August 3, 2020 in favor of Claudia Gayle et al., judgment creditors and against Harry's Nurses Registry, Inc. and Harry Dorvilier, judgment debtors in the amount of \$11,944.50, of which \$11,944.50, together with interest thereon from June 22, 2020 remains due and unpaid;

*WHEREAS, it appears that you owe a debt to the judgment debtor or are in possession or in custody of property in which the judgment debtor has an interest; **

Any and all account(s), deposits, safe deposit box(es) and/or any other property of either or both judgment debtors, including but not limited to Account No.

TAKE NOTICE that pursuant to CPLR §5222(b), which is set forth in full herein, you are hereby forbidden to make or suffer any sale, assignment or transfer of, or any interference with any of the property in the two accounts set forth above in which you have an interest, except as herein provided.

TAKE FURTHER NOTICE that this notice also covers all property in which the judgment debtor has an interest hereafter coming into your possession or custody in either of the two accounts set forth above and all debts hereafter coming due from you to the judgment debtor.

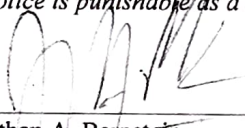
* Space provided if debt or property is to be specified.

CIVIL PRACTICE LAW AND RULES

Section 5222(b) Effect of restraint; prohibition of transfer; duration. A judgment debtor or obligor served with a restraining notice is forbidden to make or suffer any sale, assignment, transfer or interference with any property in which he or she has an interest, except as set forth in subdivisions (h) and (i) of this section, and except upon direction of the sheriff or pursuant to an order of the court, until the judgment or order is satisfied or vacated. A restraining notice served upon a person other than the judgment debtor or obligor is effective only if, at the time of service, he or she owes a debt to the judgment debtor or obligor or he or she is in the possession or custody of property in which he or she knows or has reason to believe the judgment debtor or obligor has an interest, or if the judgment creditor or support collection unit has stated in the notice that a specified debt is owed by the person served to the judgment debtor or obligor or that the judgment debtor or obligor has an interest in specified property in the possession or custody of the person served. All property in which the judgment debtor or obligor is known or believed to have an interest then in and thereafter coming into the possession or custody of such a person, including any specified in the notice, and all debts of such a person, including any specified in the notice, then due and thereafter coming due to the judgment debtor or obligor, shall be subject to the notice except as set forth in subdivisions (h) and (i) of this section. Such a person is forbidden to make or suffer any sale, assignment or transfer of, or any interference with, any such property, or pay over or otherwise dispose of any such debt, to any person other than the sheriff or the support collection unit, except as set forth in subdivisions (h) and (i) of this section, and except upon direction of the sheriff or pursuant to an order of the court, until the expiration of one year after the notice is served upon him or her, or until the judgment or order is satisfied or vacated, whichever event first occurs. A judgment creditor or support collection unit which has specified personal property or debt in a restraining notice shall be liable to the owner of the property or the person to whom the debt is owed, if other than the judgment debtor or obligor, for any damages sustained by reason of the restraint. If a garnishee served with a restraining notice withholds the payment of money belonging or owed to the judgment debtor or obligor in an amount equal to twice the amount due on the judgment or order, the restraining notice is not effective as to other property or money.

TAKE FURTHER NOTICE that disobedience of this Restraining Notice is punishable as a contempt of court.

Dated: September 1, 2020 The name signed must be printed beneath


Jonathan A. Bernstein

Attorneys for Judgment Creditor: Claudia Gayle et al.
Office and Post Office Address: Meenan & Associates
299 Broadway, Suite 1310
New York, NY 10007

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

CLAUDIA GAYLE, Individually, On Behalf of All
Others Similarly Situated and as Class
Representative, *et al.*

Plaintiffs,

v.

HARRY'S NURSES REGISTRY, INC., and HARRY
DORVILIER,

Defendants.

Civil Action No. 07-cv-4672 (NGG)(PK)

NOTICE TO JUDGMENT DEBTOR

NOTICE TO JUDGMENT DEBTOR OR OBLIGOR

Money or property belonging to you may have been taken or held in order to satisfy a judgment or order which has been entered against you. Read this carefully.

YOU MAY BE ABLE TO GET YOUR MONEY BACK

State and federal laws prevent certain money or property from being taken to satisfy judgments or orders. Such money or property is said to be "exempt." The following is a partial list of money which may be exempt:

1. Supplemental security income, (SSI);
2. Social security;
3. Public assistance (welfare);
4. Spousal support, maintenance (alimony) or child support;
5. Unemployment benefits;
6. Disability benefits;
7. Workers' compensation benefits;
8. Public or private pensions;
9. Veterans benefits;
10. Ninety percent of your wages or salary earned in the last 60 days;
11. Two thousand seven hundred fifty dollars of any bank account containing statutorily exempt payments that were deposited electronically or by direct deposit within the last 45 days, including, but not limited to, your social security, supplemental security income, veterans benefits, public assistance, workers' compensation, unemployment insurance, public or private pensions, railroad retirement benefits, black lung benefits, or child support payments;
12. Railroad retirement; and

13. Black lung benefits.

If you think that any of your money that has been taken or held is exempt, you must act promptly because the money may be applied to the judgment or order. If you claim that any of your money that has been taken or held is exempt, you may contact the person sending this notice.

Also, YOU MAY CONSULT AN ATTORNEY, INCLUDING ANY FREE LEGAL SERVICES ORGANIZATION IF YOU QUALIFY. You can also go to court without an attorney to get your money back. Bring this notice with you when you go. You are allowed to try to prove to a judge that your money is exempt from collection under New York civil practice law and rules, sections 5222-a, 5239 and 5240. If you do not have a lawyer, the clerk of the court may give you forms to help you prove your account contains exempt money that the creditor cannot collect. The law (New York civil practice law and rules, article four and sections 5239 and 5240) provides a procedure for determination of a claim to an exemption.

Dated: New York, New York
November 28, 2020

MEENAN & ASSOCIATES, LLC
Attorneys for Plaintiffs/Judgment Creditors

By: *Shelley Ann Quilty-Lake*
Shelley Ann Quilty-Lake

299 Broadway, Suite 1310
New York, New York 10007
Ph. (212) 226-7334
Email: sql@meenanesqs.com

To: Harry's Nurses Registry, Inc.
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