

that defendant has engaged in a course of conduct constituting a crime as set forth in CPLR § 6201 (4) and Executive Law § 621 (3), and

Against defendant BRIDGES as a corporation having assets of defendant HASSAN, decedent Aasiya Zubair Hassan, and having been otherwise negligent in abrogating duties to decedent, and it not being known that it has sufficient insurance coverage to satisfy any judgment rendered against it,

ORDERED, that the requirement of an undertaking is waived by the Court, and it is further

ORDERED, that pending the hearing of this motion, defendant HASSAN and all other agents, representatives, and those persons and garnishees, be and they hereby are restrained and prohibited from transferring or paying any assets of defendant or any personal or real property in which defendant has an interest, or any debt owed to defendant to the extent of \$2,500,000, and it is further

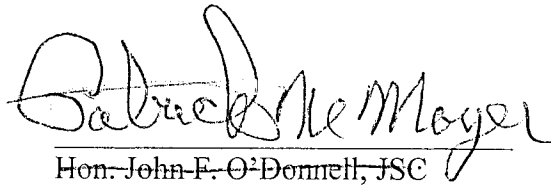
ORDERED, that pending the hearing of this court, defendant BRIDGES and all other employees, agents, representatives, and those persons and garnishees, be and they hereby are restrained and prohibited from transferring or paying any assets of defendant or any personal or real property in which defendant has an interest, or any debt owed to defendant to the extent of \$2,500,000, except for usual and customary business expenses and it is further

ORDERED, that oral argument shall be required on the return date of this motion, and it is further,

ORDERED, that service of this order and the papers upon which it is based be made on or before the 20th day of February, 2009, by serving copies thereof on defendants HASSAN and BRIDGES by personal service or by certified mail, and if individual defendants cannot be

personally served, by Feb 20, 2009 serving upon defendant HASSAN'S attorneys HARRINGTON & MAHONEY, 70 Niagara Street, Buffalo, New York 14202 and defendant BRIDGES' attorneys DAMON & MOREY, at their offices at 1000 Cathedral Place, 298 Main Street, Buffalo, New York, and that said service be deemed sufficient.

Enter:


Hon. John E. O'Donnell, JSC

for: Joseph G. Makowski, J.S.C.

GRANTED

FEB 20 2009

BY 
LORRAINE R. CECCARELLI
COURT CLERK

STATE OF NEW YORK
SUPREME COURT in and for COUNTY OF ERIE

<p>ACEA MOSEY, Public Administrator, as Administrator of the ESTATE OF AASIYA ZUBAIR HASSAN, Plaintiff, v. MUZZAMMIL HASSAN and BRIDGES NETWORK, INC. Defendants</p>	<p>ATTORNEY AFFIRMATION Index No. I-2009 _____ Hon. John F. O'Donnell, JSC Assigned Justice</p>
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I, John B. Licata, affirm pursuant to CPLR 2106:

1. I am admitted to practice law in the State of New York and am associated with HoganWillig, PLLC, attorneys for plaintiff in the above matter and as such I am familiar with the pleadings in this matter. This office represented Aasiya Zubair Hassan in a matrimonial action before this court.
2. I submit this affirmation in support of the Order to Show Cause seeking attachment of the real and personal property of defendants in the above matter.
3. The Court is familiar with the underlying facts of this matter by its involvement with a matrimonial action brought by decedent Ms. Hassan against defendant Muzzammil Hassan. During the pendency of that action, Ms. Hassan was murdered. Defendant Hassan presented himself to the Orchard Park Police Station and reported that his wife had been murdered and he informed the police of the location of her body.
4. This office has secured Letters naming Acea Mosey as the Administrator of the Estate of Aasiya Zubair Hassan, and Ms. Mosey has retained this office to pursue all claims

existing on behalf of Ms. Hassan and her Estate against defendants who may be liable for causing or permitting injuries to decedent and her Estate.

5. Ms. Hassan is survived by her son Danyal (date of birth May 2, 2002) and daughter Rania (date of birth September 19, 2004).

6. Upon information and belief, defendant HASSAN was the President and CEO of defendant BRIDGES and decedent Aasiya Z. Hassan was the general manager of defendant BRIDGES.

7. Upon information and belief, defendant HASSAN has violated a Temporary Order of Protection granted by this Court on February 6, 2009. That order is not attached as an exhibit but will be available for *in camera* inspection.

8. Upon information and belief, defendant HASSAN has displayed extreme disregard to the rights of others throughout his marriage, including the subject of numerous complaints to various police agencies for violence toward decedent, and his children from a prior marriage.

9. Plaintiff has reason to believe that defendant HASSAN, or others acting upon his behalf, will seek to frustrate the collection of any potential judgment rendered against him by removing and secreting funds that would be subject to such collection.

10. Plaintiff will file a summons and complaint pursuing causes of action for assault, battery, false imprisonment, intentional infliction of emotional distress, pain, suffering, and wrongful death, and others anticipated but not yet known, to be brought against defendant HASSAN. Upon information and belief, the damages anticipated in these actions will exceed the amount of personal assets or insurance, if any, that may be available to defendant to pay such

judgment and the personal assets of defendant HASSAN will be necessary to satisfy his anticipated obligation to plaintiff.

11. Plaintiff will file a summons and complaint pursuing causes of action for failure to provide appropriate security, failing to provide a safe place to work, and other causes of action anticipated but not yet known, against defendant BRIDGES. Upon information and belief, the damages anticipated in these actions will exceed the amount of personal assets or insurance, if any, that may be available to defendant to pay such judgment and the personal assets of defendant BRIDGES will be necessary to satisfy his anticipated obligation to plaintiff.

12. The potential for the transfer of assets is great and based upon the elements of this action not recited here, but known to this court based upon its involvement with the prior matrimonial action between decedent and defendant HASSAN, it is reasonable that defendant HASSAN, and agents of his, will seek to put his interests above those of the Estate and its beneficiaries, Danyal Hassan and Rania Hassan.

13. No other provisional remedy has been secured or sought in this action against defendants HASSAN and BRIDGES.

14. A prior motion has been made for an order of attachment of the property of defendant HASSAN, in connection with a matrimonial action. It is believed that such order may be the subject of dismissal in the near future, making this Order to Show Cause necessary.

Dated: February 19, 2009

Amherst, NY

Respectfully Submitted,



John B. Licata