

**SUPREME COURT OF NEW YORK
COUNTY OF NEW YORK**-----X
H**Index No. _____**

Plaintiff,

NOTICE TO ADMIT

P, W, G, J, S, E, T, and EA

Defendants.
-----X

PLEASE TAKE NOTICE, that pursuant to Rule 3123 of the C.P.L.R., you are hereby requested to furnish to the undersigned, within twenty days after service of this notice, a written admission of the genuineness of the following facts, papers and/or documents, copies:

1. Admit the fact that H hired E to perform professional services to do entitled work comprising of supply of labor & supply and installation of concrete and fireproofing materials in connection with the improvement of the Property.

2. Admit the fact that E commenced, performed and supplied/ furnished its first item of work and material at the Property on _____ and supplied its last item of work and material at the Property on _____ and completed the work.

3. Admit the fact that H employed E on an agreed price of \$ _____.

4. Admit the fact that H accepted supply of labor and material by E for improvement of the property during the course of the contract.

5. Admit the fact that E performed the entitled work in the stipulated time and to the satisfaction of H.

6. Admit the fact the H has paid a partly sum of \$ _____ out of the agreed amount of \$ _____

to E.

7. Admit the fact that H is due to pay an amount of \$_____ to E.

8. Admit the fact that H has unjustly enriched by not paying the balance amount to E.

9. Admit the fact that despite of E's demand for payment of the balance amount, H has failed, refused and neglected to pay the balance amount due.

10. Admit the fact that H has duly received E's Mechanic's lien filed under New York CLS Lien Law dated _____ in the sum of \$ _____.

11. Admit the fact that E did not fail to supply any labor or material in connection to the improvement of the property.

Dated: _____

New York, New York

Yours, etc.

E's Attorney

TO:

H's Attorney