

CIVIL COURT OF THE CITY OF NEW YORK
KINGS COUNTY: HOUSING PART B

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CHRISTIAN GRAY,

Petitioners-Tenants,

Index No. LT-6086-20

- against -

DECISION/ORDER

AMERICAN PACKAGE COMPANY, INC.
and DEPARTMENT OF HOUSING
PRESERVATION AND DEVELOPMENT,

Respondents.

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Papers in consideration pursuant to CPLR §2219 of this motion for compliance:

Petitioner’s Notice of Motion and Affirmation in support	1
Respondent’s Opposition	2
Petitioner’s Reply Affirmation	3
Court File	<i>passim</i>

Petitioner’s motion to restore to the calendar to determine respondent landlord’s compliance with the June 29, 2021 stipulation is denied in its entirety. The stipulation provided that respondent landlord’s mold remediation company was to perform the scope of work items¹ at 97 Green Street, Apt. G21, Brooklyn, New York 11222 (“premises”) on July 20, 2021 and through completion, without a deadline except that once respondent submits a Post-Remediation Report, petitioner’s counsel must send its own mold inspection company to inspect and test the premises to confirm completion and, within 14 days of the date respondent delivers the Post-Remediation Report, provide its own report (Olmstead Post-Remediation Report) concerning the adequacy of the work. The stipulation provided that the proceeding may only be restored for

¹The scope of work sets forth the agreed-upon steps required to complete the work, including but not limited to demolition of rooms and removal of floors and walls prior to cleaning mold and performing probe tests on various parts of the walls and deck. Various safely measures were provided in the scope as well.

