

MONROE COUNTY CLERK'S OFFICE

THIS IS NOT A BILL. THIS IS YOUR RECEIPT.

Receipt # 3726323

Book Page CIVIL

No. Pages: 2

Instrument: NOTICE OF MOTION OR CROSS MOTION

Control #: 202402010317

Index #: E2024000703

Date: 02/01/2024

Time: 10:09:03 AM

Return To:  
County of Monroe Department of Law  
39 West Main Street  
Room 307  
Rochester, NY 14614

Caputo, James R

Holt, Nathan  
Billet, Owen  
Premium Mortgage Corporation  
Houle, Robert T  
Houle Sales Consulting Inc

Total Fees Paid: \$0.00

Employee: CW

State of New York

MONROE COUNTY CLERK'S OFFICE  
WARNING – THIS SHEET CONSTITUTES THE CLERKS  
ENDORSEMENT, REQUIRED BY SECTION 317-a(5) &  
SECTION 319 OF THE REAL PROPERTY LAW OF THE  
STATE OF NEW YORK. DO NOT DETACH OR REMOVE.

JAMIE ROMEO

MONROE COUNTY CLERK



STATE OF NEW YORK  
SUPREME COURT COUNTY OF MONROE

JAMES R CAPUTO,  
  
v.  
  
NATHAN HOLT, et al.,  
  
*Plaintiff,*  
  
*Defendants.*

NOTICE OF MOTION  
TO DISMISS

Index No. E2024000703

**Motion By:** Defendant Monroe County Clerk's Office

**Date, Time, and Place of Motion:** This motion is returnable before Justice Vincent M. Dinolfo, J.S.C., at the Monroe County Supreme Court, Hall of Justice, Rochester, NY 14614, at a date and time to be determined by the Court.


**Relief Requested:** An order pursuant to CPLR §§ 3211(a)(5), 3211(a)(7), and County Law § 52, dismissing the complaint as against Defendant Monroe County Clerk's Office with prejudice and such other and further relief as this Court deems appropriate.

**Supporting Papers:** Notice of Motion, Affirmation of Miguel A. Munoz, Esq., dated January 31, 2024, and Memorandum of Law, dated January 31, 2024.

**Opposing Papers:** Pursuant to CPLR 2214(b) any papers in opposition shall be served so as to be received at least seven (7) days prior to the return date.

Dated: January 31, 2024

**John P. Bringewatt, Monroe County Attorney**  
*Attorney for Defendant Monroe County Clerk's Office*

By:   
Miguel A. Munoz  
Deputy County Attorney  
307 County Office Building, 39 West Main Street  
Rochester, New York 14614  
Telephone: 585.753.1413  
Email: miguelmunoz@monroecounty.gov

To: James R Caputo, *by NYSCEF*  
Counsel of record, *by NYSCEF*