

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK: COMMERCIAL DIVISION PART 03M

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PURSUIT CREDIT SPECIAL OPPORTUNITY FUND, L.P.,

INDEX NO. 651070/2022

Plaintiff,

MOTION DATE N/A

- v -

KRUNCHCASH, LLC, KC PCRD FUND, LLC, JEFFREY
HACKMAN, SEAN MCGHIE PLC

MOTION SEQ. NO. 003

Defendants.

**NOTICE OF WITHDRAWAL
AND AMENDED DECISION +
ORDER ON MOTION**

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HON. JOEL M. COHEN:

The following e-filed documents, listed by NYSCEF document number (Motion 003) 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107

were read on this motion to COMPEL DISCOVERY.

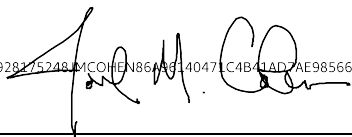
Upon the foregoing documents, and for the reasons stated on the record following oral argument on September 28, 2022, it is

ORDERED that the Court’s decision and order dated September 26, 2022 (NYSCEF 108) denying Pursuit’s motion, brought by Order to Show Cause, to compel Defendants to produce the bank records for two accounts held at First Citizens Bank & Trust Co., is withdrawn, and this Decision and Order supersedes and replaces the September 26, 2022, Order; it is further

ORDERED that Pursuit’s motion is **granted**, subject to this Court’s entry of the parties’ proposed Stipulation and Order for the Production and Exchange of Confidential Information; and it is further

ORDERED that the parties upload the transcript of the proceedings to NYSCEF upon receipt.

This constitutes the decision and order of the Court.

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JOEL M. COHEN, J.S.C.

9/28/2022
DATE

CHECK ONE:

CASE DISPOSED

NON-FINAL DISPOSITION

GRANTED

DENIED

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE