

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

Application of The Japanese Educational Institute  
of New York,

Petitioner.

For an order approving the sale of assets pursuant to  
N-PCL §§ 510 and 511.

Index No. 06-103400

IAS Part 13

Hon. Sheila Abdus-Salaam

**NOTICE OF  
CROSS-MOTION**

CROSS-MOTION BY: Objector-Respondent Japanese School of New York PTA (“PTA”).

MOTION AGAINST: Petitioner Japanese Educational Institute of New York (“JEP”).

DATE, TIME AND PLACE OF MOTION: April 20, 2006, at 2:15 p.m. in the afternoon of that day, or as soon thereafter as counsel can be heard, at IAS Part 13, before the Hon. Sheila Abdus-Salaam, J.S.C., in Courtroom 305, at the Courthouse of the Supreme Court of the State of New York, New York County, located at 71 Thomas Street, New York, New York, 10007.

SUPPORTING PAPERS: Affidavit of Emil F. Jachmann sworn to on March 28, 2006; Affidavit of Takanori Adachi sworn to on March 23, 2006; Affidavit of Kyoko Kajiwara sworn to on March 27, 2006; Affidavit of Hamako King sworn to on March 27, 2006; Affidavit of Norman King sworn to on March 27, 2006; Affirmation of Arthur R. Block dated March 28, 2006; Affidavit of Tatsuo Takahashi sworn to on March 21, 2006; Affirmation of Jade Joan Hon dated March 21, 2006; Affidavit of Yukio Sasaki sworn to on March 15, 2006; Affidavit of Christopher K. Kerin, MAI, CCIM sworn to on March 20, 2006; Affidavit of Emil F. Jachmann sworn to on April 7, 2006; Affidavit of Hamako King sworn to on April 6, 2006; Affidavit of Hiroyoshi Watanabe sworn to on April 6, 2006; Affidavit of Kunion K. Nitta, Ph.D. sworn to on April 9, 2006; Affirmation of Jade Joan Hon dated March 10, 2006, and the exhibits annexed thereto and all of the pleadings and proceedings heretofore had herein.

RELIEF REQUESTED: An order pursuant to CPLR §§ 1012 and 1013, and N-PCL § 511 granting the PTA party status as a respondent-intervenor in this

proceeding and deeming the affidavits listed above to constitute the PTA's intervenor-answer in this proceeding or, in the alternative, granting the PTA no less than 20 days to served a responsive pleading or motion to the petition; and granting the PTA such other and further relief as the Court may deem just and proper.

ANSWERING PAPERS: Answering papers, if any, shall be served upon the undersigned no later than two (2) days before the return date for this motion, pursuant to CPLR 2214(b).

Dated: New York, New York  
April 10, 2006

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