

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER

YONKERS CONTRACTING COMPANY INC.

Index No.: 61442/2014

Plaintiff,

-against-

K.J.C. WATERPROOFING INC. and SUPERIOR
GUNITE, ZURICH AMERICAN INSURANCE
COMPANY, NICHOLSON CONSTRUCTION CO.,
NATIONAL WELDING AND FABRICATION.,
KENSEAL CONSTRUCTION, BARKER STEEL LLC,
STRUCTURE TECH NEW YORK INC., CITI
STRUCTURE LLC,

**VERIFIED REPLY OF
DEFENDANT K.J.C., INC.,
SUED HEREIN AS K.J.C.
WATERPROOFING, INC.
TO CROSS-CLAIM OF
DEFENDANT SUPERIOR
GUNITE**

Defendants.

Defendant, K.J.C. Inc., sued herein as K.J.C. Waterproofing, Inc. (hereinafter "KJC") by its attorneys, BahnMulter LLP, as and for its Reply to the cross-claim of defendant Superior Gunite states as follows:

1. In Reply to paragraph 138 of the cross-claim of defendant Superior Gunite, defendant KJC states that the allegations contained in paragraphs 1 through 137 of the Answer and Counterclaims of Superior Gunite and repeated and realleged in paragraph 138, are not brought against Defendant KJC and therefore no response is required.
2. Defendant KJC denies the allegations contained in paragraph 139 of the cross-claim.
3. Defendant KJC denies the allegations contained in paragraph 140 of the cross-claim.

WHEREFORE, KJC demands judgment as follows:

- A) Dismissing the cross-claim of defendant Superior Gunitite together with the costs and disbursements of this action;
- B) Together with such other, further and different relief as this court deems proper in the premises

Dated: New York, NY
October 9, 2014

BAHN MULTER, LLP
Attorneys for
Defendant/Counterplaintiff KJC
Waterproofing, Inc.

/s/ _____
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