**WARNING**

**YOUR FAILURE TO APPEAR** **IN COURT MAY RESULT IN** **YOUR IMMEDIATE ARREST AND** **IMPRISONMENT FOR** **CONTEMPT OF COURT.**

**NOTICE**

**THE PURPOSE OF THIS HEARING IS TO PUNISH [RESPONDENTS-LANDLORDS] FOR CONTEMPT OF COURT AND SUCH PUNISHMENT MAY CONSIST OF A FINE OR IMPRISONMENT, OR BOTH ACCORDING TO LAW.**

CIVIL COURT OF THE CITY OF NEW YORK

COUNTY OF [COUNTY]: HOUSING PART B

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[PETITIONER],

ORDER TO SHOW CAUSE TO PUNISH FOR CIVIL CONTEMPT

AND CIVIL PENALTIES

L&T Index No. [ ]/23

Petitioner - Tenant

-against-

[OWNER], as Owner;

[MANAGING AGENT] as Managing Agent;

[HEAD OFFICER] as Head Officer,

Respondents - Landlords

NEW YORK CITY DEPARTMENT OF HOUSING

PRESERVATION AND DEVELOPMENT,

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Upon the annexed affidavit of [PETITIONER], sworn to on [ ], the affirmation of [ATTORNEY], the annexed exhibits, and all papers and proceedings had hereto, and good cause having been shown:

ORDERED, that the Respondents are directed to appear before this court and show cause at a Trial Term of the Housing Part of the Civil Court of the City of New York, County of [County], Housing Part B [Part H for Bronx, C for Queens, B for all others], to be held at the Courthouse thereof, located at 141 Livingston Street, Room 409, Brooklyn / 1118 Grand Concourse, Room 590, Bronx / 111 Centre Street, Room 583, New York / 89-17 Sutphin Blvd., Room 407, Jamaica, New York, on the **\_\_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_, 2023, at 9:30 AM**, or as soon as thereafter as the parties or counsel can be heard, for an Order Punishing the Landlord-Petitioner for civil contempt pursuant to Judiciary Law §§ 753(A)(3), 756, 773 and 774, for their failure to comply with the Court’s December 16, 2015 lawful mandate in this case;

1. Restoring this Housing Part proceeding, Index Number LT-[ ] to the court calendar;
2. Punishing [RESPONDENTS-LANDLORDS] for civil contempt by fine for their failure to comply with the Order to Correct/ signed consent order/ signed stipulation, so-ordered by the Honorable [JUDGE] and dated [DATE];
3. Entering judgment against Respondents for civil penalties for their failure to comply with the Court’s consent order;
4. Awarding Petitioner fines and/or damages due to Respondents’ failure to comply with the Court’s consent order, in an amount to be determined at trial;
5. Compelling Respondents to comply with the Order to Correct/ signed consent order/ signed stipulation [date]; and
6. Granting Petitioner’s attorneys’ fees pursuant to R.P.L. § 234 and awarding reasonable costs and disbursements in an amount to be determined by the Court; and
7. Providing such other and further relief as the Court may deem just and proper

IT IS FURTHER ORDERED, that service of a copy of this Order, together with a copy of the papers upon which it is granted, upon each Respondent and their Counsel, shall be made by first-class mail with Certificate of Mailing no less than ten and no more than thirty days before the time which the application is noticed to be heard, pursuant to Jud § 756, and shall be deemed good and sufficient service, and these papers, together with proof of service thereof, may be returned on or before the return date of this proceeding.

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Dated: [COUNTY], New York

\_\_\_\_\_\_\_\_\_\_\_\_\_, 2023

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To: [RESPONDENT(S)

[RESPONDENT ADDRESS(ES)]

[RESPONDENT’S COUNSEL

RESPONDENT’S COUNSEL ADDRESS

RESPONDENT’S COUNSEL PHONE/EMAIL etc.]

DEPARTMENT OF HOUSING PRESERVATION

AND DEVELOPMENT

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