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Petitioner(s),

- against -

AFFIDAVIT

Respondent(s).

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STATE OF NEW YORK) .ss.:
COUNTY OF KINGS)

_____, being duly sworn, deposes and says:

1. I am an agent of petitioner. I am fully familiar with the facts herein stated, and I make this affirmation in support of an application for entry of a judgment on default against respondent in this non-payment summary proceeding, and the issuance of a warrant of eviction. The information set forth the herein is based upon my personal knowledge and the examination of the Petitioner's books and records.

2. This non-payment summary proceeding in which respondent failed to answer. Heretofore an application for entry of judgment on default and issuance of a warrant of eviction was submitted to the Court, however same was rejected, the reviewing judgment indicating he was doing so because all the material allegations are stated on information and belief, and that pleading in such a manner is not sufficient to support entry of judgment. What follows is my statement as to petitioner's prima facie case.

3. Petitioner is the landlord of the subject premises

_____.

Respondent occupies _____ at the subject premises and respondent occupies under a rental agreement to pay \$ _____, per month for the commercial space

4. The building in question is not multiple dwelling.

5. Respondent presently owes a total of \$ _____ which sum is broken down as follows: Rent at \$ _____ per month for the period of _____ through _____, _____ and notice fee of \$ _____.

6. Demand for payment was made on respondent by service of a 5-day demand notice, the original of which, with proof of service, is annexed to the petition in the Court file.

WHEREFORE, your deponent respectfully requests entry of judgment and issuance of warrant of eviction.

Sworn to before me on the
day of _____, 200

NOTARY PUBLIC