

NOTICE OF PARTIAL SETTLEMENT OF CLASS ACTION

TO: ALL THREE-QUARTER HOUSE RESIDENTS WHO LIVED IN THE FOLLOWING BUILDINGS BETWEEN 2009 AND 2012

42 CHRISTOPHER AVENUE, BROOKLYN, NY 11212
44 CHRISTOPHER AVENUE, BROOKLYN, NY 11212
85 KINGSTON AVENUE, BROOKLYN, NY 11213

IMPORTANT: PLEASE READ THIS NOTICE CAREFULLY AND IN FULL. IF YOU ARE OR WERE FORMERLY ONE OF THE CHRISTOPHER AND KINGSTON AVENUE RESIDENTS, YOU MAY BE ENTITLED TO RECEIVE MONEY PURSUANT TO THE PROPOSED SETTLEMENT DESCRIBED BELOW.

IMPORTANT DATES AND DEADLINES

- Deadline for **former residents** to opt-out or submit a claim of settlement: **MARCH 24, 2013**

BASIC INFORMATION

This Notice is given pursuant to an order of the Supreme Court of the State of New York, Kings County to inform you of the settlement between the Christopher and Kingston Avenue Residents and Defendants 85 Kingston LLC and BTYSG LLC. The settlement **does not include** Defendants #1 Marketing Service, Inc., R Y B Realty LLC, Top of the Hob, Inc., 85 M.A., Inc., Yury Baumblit, Rimma Baumblit, Elita Gershengorn, Vishnu Bandhu, and MP Stanhope LLC, against whom the litigation continues.

If you resided at 42 Christopher Avenue, 44 Christopher Avenue, or 85 Kingston Avenue for any period between 2009 and 2012 when those properties were operated as three-quarter houses by #1 Marketing Service, Inc., R Y B Realty LLC, Top of the Hob, Inc., 85 M.A., Inc., Yury Baumblit, Rimma Baumblit, or Elita Gershengorn you may be entitled to a cash settlement.

If you did not reside at 42 Christopher Avenue, 44 Christopher Avenue, or 85 Kingston Avenue, you may ignore this notice.

YOUR LEGAL RIGHTS AND OPTIONS IN THIS SETTLEMENT	
SUBMIT A PROOF OF CLAIM	This is the only way to get a payment of any type from the Settlement. (A Claim Form is attached to this Notice.)
EXCLUDE YOURSELF ("OPT OUT")	If you are a Class Member but exclude yourself from the Settlement, you will get no payment from this Settlement. Excluding yourself is the only option that allows you to ever bring or maintain your lawsuit against Defendants BTYSG LLC or 85 Kingston LLC, or to be a part of another lawsuit regarding the released claims.
APPEAR THROUGH AN ATTORNEY	You may enter an appearance in this case through an attorney at your own expense if you want.
DO NOTHING	If you do nothing, you will get no payment from this settlement.

DOCUMENTATION YOU MUST SUBMIT WITH YOUR CLAIM FORM

An individual claiming to be a Former Resident has until **MARCH 24, 2013** to notify MFY Legal Services, Inc. of his or her claim to a portion of the fund. To establish a successful claim to a portion of the fund, an Applicant must provide to one or more of the following forms of documentation to MFY Legal Services by **MARCH 24, 2013**:

- (1) documentation establishing that the Former Resident or an individual or entity on behalf of the Former Resident made rent payments to Defendant #1 Marketing Service, Inc., R Y B Realty LLC, Top Of The Hob, Inc., 85 M.A., Inc., Yury Baumblit, Rimma Baumblit, or Elita Gershengorn, (collectively the “RYB Defendants”) for shelter at the properties while the properties were operated as three-quarter houses by the RYB Defendants;
- (2) documentation received from or prepared by the RYB Defendants establishing that the Former Resident resided in the Properties while the Properties were operated as three-quarter houses by the RYB Defendants;
- (3) mail delivered through the United States Postal Service addressed to the Former Resident at the Properties while the Properties were operated as three-quarter houses by the RYB Defendants; **or**
- (4) other documentation, including public assistance correspondence or statements, addressed to the Former Resident at the Properties while the Properties were operated as three-quarter houses by the RYB Defendants.

DIVISION AND DISTRIBUTION OF FUNDS

The amount of \$3,600.00 will be **divided equally** among the Former Residents who file a claim form with the required documentation to prove that they resided in one or more of the three-quarter houses located at 42 Christopher Avenue, 44 Christopher Avenue or 85 Kingston Avenue between 2009 and 2012. Because the amount of the settlement fund to be distributed to each Former Resident depends on the number of Former Residents who submit claim forms, **the exact amount that each Former Resident is entitled to will not be known until after MARCH 24, 2013.**

NOTE

TO FIND OUT IF THIS SETTLEMENT AFFECTS YOU OR TO GET INFORMATION ABOUT YOUR RIGHTS, CONTACT MATTHEW MAIN OR TANYA KESSLER OF MFY LEGAL SERVICES AT (212) 417-3700.