



STATE OF NEW YORK
OFFICE OF THE ATTORNEY GENERAL

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ATTORNEY GENERAL

DIVISION OF REGIONAL OFFICES
WESTCHESTER REGIONAL OFFICE

914-422-8739

June 23, 2021

Richard R. Leff, Esq.
Attorney at Law
80-02 Kew Gardens Road
Kew Gardens, N.Y. 11415
Email: RLEFF@CPC-LAW.com

Dear Mr. Leff:

Over the course of the Attorney General Office's investigation, you have engaged in discussions on behalf of M.N. & G Restaurant and Caterer, Inc., doing business as Greentree Country Club, Inc. ("Greentree") to resolve claims by customers of money deposits in connection with booked events at Greentree, located in New Rochelle, New York.

The claims arose from rare events brought about by the novel coronavirus known as COVID-19, a global pandemic that caused a significant health crisis and serious economic problems. As a result, New York State required commercial establishments such as Greentree that operate as an indoor catering or banquet halls to close their business. Consequently, pursuant to the State mandate, Greentree closed its business and events that had been booked did not take place. When Greentree reopened, health and safety restrictions permitted it to host only events of a significantly reduced capacity, and therefore many events could not occur. Some customers who booked events to be held either during the shutdown period or Greentree's partial reopening sought refunds of their money deposit.

Greentree has cooperated with the OAG and in fact even managed to resolve three of the earlier complaints filed with the OAG's Mediation Unit. This letter confirms our agreement to resolve the OAG's investigation of Greentree concerning money deposits made by customers to guarantee select dates and times of events under the following conditions (the "Agreement"):

1. Greentree will refund the entire deposit amount to all customers who have requested a refund of their deposit, or who have not re-scheduled their event or agreed to a credit for the full amount of the deposit to be applied toward a future event.

2. Greentree will make full refunds to 76 customers, all of whom have been identified to the OAG and make up the customers described in number one above. The refunds will be made by check and mailed via certified mail. Refunds of \$10,000 or more shall be mailed by certified mail, return receipt requested. The total amount of the refunds is \$427,000.00.
3. Immediately upon receipt of this letter by Greentree's counsel, Rick Leff, Esq., the refund checks will be brought to the post office and mailed. the OAG will be notified when all checks have been mailed. There will be no delay.
4. Greentree is obligated through its counsel to provide the OAG within 30 days from the date of mailing the checks with an updated spreadsheet that shows all returned refund checks to Greentree and/or uncashed refund checks. Unless the rightful owners of the returned or uncashed refunds are located by either Greentree or the OAG prior to transfer, all returned or uncashed refund checks will be transferred by Greentree within 60 days of receipt to the New York State Comptroller's Office of Unclaimed Funds, pursuant to the New York State's Abandoned Property Law, which provides that the Comptroller serves as the custodian of such unclaimed funds until they are claimed by the rightful owners.
5. Upon request by the OAG, Greentree will provide all information and documentation necessary for the OAG to verify compliance with this Agreement.

Sincerely,

SANDRA GIORNO-TOCCO
Assistant Attorney General
Office of the New York State Attorney General
Westchester Regional Office