

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

MICHELL ARROYO individually and on behalf of all other persons similarly situated who were employed by LEVEL 5 CARPENTRY CORP. and related or affiliated entities, and MITCHELL BLONDER,

Index No.: 158215/2022

Plaintiffs,

-against-

LEVEL 5 CARPENTRY CORP., and related or affiliated entities, and MITCHELL BLONDER,

Defendants.

NOTICE OF CLASS ACTION LAWSUIT

TO: All individuals currently or formerly employed by Level 5 Carpentry Corp. (“Level 5”) who performed construction work for Level from the period from September 2016 to the present, including but not limited to laborers, carpenters, sheet rockers, and/or tapers. The defined class shall not include any owners, corporate officers, or directors (hereinafter the “Class” or “Class Members”).

The purpose of this Notice is to advise you that a lawsuit has been filed against Level 5 Carpentry Corp. and Mitchell Blonder (“Defendants”) alleging claims under New York law and to advise you of the legal rights you may have with respect to this lawsuit.

Plaintiff Michell Arroyo filed a lawsuit in state court under New York law alleging that Defendants did not pay him and the other Class Members all overtime compensation wages they are owed due to Defendants’ policies and practices of (i) failing to pay them for all hours worked; (ii) failing to maintain accurate time and pay records reflecting the hours they actually worked and the wages they were paid and at which pay rate; (iii) failing to pay them overtime compensation at the rate of one and one-half times their regular rate for all hours worked after 40 in a workweek; (iv) paying them at their regular rate of pay for overtime hours worked after 40 in a workweek instead of the proper overtime compensation rate.

The Court has allowed this action to proceed as a class action lawsuit and has authorized publication of this Notice to advise you about the status of this lawsuit. The Court has not decided whether the claims in the lawsuit are valid or have any merit.

Defendants deny that the Class Members’ claims have any merit and have asserted various defenses against these claims. Defendants vigorously deny any wrongdoing or liability.

The foregoing description is general and does not purport to cover all of the parties’ claims, contentions, denials and defenses in the action. For a more detailed statement of the matters

involved in each action, you are referred to the pleadings and other papers filed in this action, all of which may be inspected at the Supreme Court of the State of New York, New York County Court House, 60 Centre Street, New York, New York, during normal business hours.

The law firm of Virginia & Ambinder, LLP has been appointed by the Court to represent you in this action. If you believe that you have a claim for unpaid overtime compensation wages for the work that you performed for Level 5 Carpentry Corp. and Mitchell Blonder, you may schedule an appointment to meet with a representative of Virginia & Ambinder, LLP.

Jack L. Newhouse, Esq. and Alanna R. Sakovits, Esq. of Virginia & Ambinder, LLP, 40 Broad Street, 7th Floor, New York, New York 10004, are counsel to the class in this action (the "Class Counsel"). Further information about this Notice and answers to other questions concerning this lawsuit may be obtained by contacting Jack L. Newhouse, Esq. or Alanna R. Sakovits, Esq., telephone number (212) 943-9080, facsimile number (212) 943-9082, www.vandallp.com or by email at jnewhouse@vandallp.com and/or asakovits@vandallp.com.

If you wish to participate in this action, it is suggested that you make an appointment to meet with a representative of Virginia & Ambinder, LLP. Please be prepared to provide approximate dates of employment, wages you were paid, and hours you worked each week. You have the right to consult with an attorney of your own choosing and to initiate your own action if you do not wish to participate in this class action lawsuit. If you wish to opt-out and be excluded from the Class, you must notify Class Counsel in writing by mail sent to Jack L. Newhouse, Esq. of Virginia & Ambinder, LLP, 40 Broad Street, 7th Floor, New York, New York 10004. If you decide not to participate in this lawsuit, you may not be eligible to receive any benefits in the event that a settlement or judgment is obtained.

All communications and discussions with Virginia & Ambinder, LLP are confidential and will not be disclosed without your consent.

You have a right to participate in this action even if you are an undocumented alien or if you were paid in cash.

**PLEASE DO NOT CONTACT THE CLERK OF THE COURT
WITH QUESTIONS INVOLVING THIS LAWSUIT.**

Dated: New York, New York

JAN - 9 2026, 2024



BY ORDER OF THE COURT
Hon. Dakota D. Ramseur, J.S.C