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# SMART COUNSEL STRAIGHT TALK

The latest on the legal front from  
Ruskin Moscou Faltischek, P.C.

## Real Estate Developer of Links at East Quogue Turns to RMF When Project in Town of Southampton Is Jeopardized

Stephen Kesselman and Edward Ambrosino Attain Favorable Settlement That Will Enable Client To Continue Plans for Development

- ▶ Prominent developer group, a longstanding client of the firm, purchased a 150-acre tract of land in Town of Southampton
- ▶ Legal action that threatened RMF clients' ownership and right to develop the property prompted quick action from RMF
- ▶ Substantive, sophisticated briefs were prepared by RMF team in extremely short time frame to oppose multiple, successive requests for injunctive relief
- ▶ Ultimately, a positive outcome was reached that will allow the developer group to move forward in an expedited fashion to reach their goals

## RMF Successfully Negotiates Sale of Privately Owned Transit Companies to the City of New York

Senior Litigator Douglas Cooper and RMF Team Negotiate Intricate Deal Involving Transit Operations and Real Estate Holdings

- ▶ The Transit Alliance companies, presently comprised of Green, Triboro, Jamaica and Command bus lines, currently serve 82 million riders per year in Brooklyn, Queens and Manhattan
- ▶ In an extremely complex series of negotiations with the City of New York over a two-and-a-half year period, RMF closed an asset purchase agreement, multiple leases and resolved difficult issues affecting pension and healthcare liabilities
- ▶ These agreements will pave the way for a smooth transition of the bus operations to the Metropolitan Transportation Authority
- ▶ The completed sale and leases allow the former transit company owners to transition to new business enterprises

## RMF Client, Vistar Corporation, A National Food Products Distributor, Vindicated In Major Trademark Dispute

Litigation Co-Chair Mark Mulholland and Team Refute Claim of Logo Infringement in LI Federal Court; Motion for Summary Judgment Granted Before Trial Begins

- ▶ Colorado-based Vistar Corporation was threatened with involuntarily changing its name, logo and fleet of trucks based on allegations of logo infringement
- ▶ Through a series of depositions, the discovery process and production of expert reports, RMF successfully proved to the court there was no "likelihood of consumer confusion" between the two trademarks
- ▶ As a result of the RMF victory in court, Vistar remains Vistar – and retains the right to continue use of an invaluable logo in which it has built brand recognition and significant goodwill

**RMF**  
RUSKIN MOSCOU FALTISCHEK P.C.

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