

SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING
100 NORTH NINTH STREET
RICHMOND, VIRGINIA 23219
(804) 786-2259

Granted Appeal Summary

Case

CNT NOVA, INC., ET AL v. COMMODORE CAPITAL LLC
(Record Number 210288)

From

Circuit Court of Fairfax County; J. Ellis, Ret. Judge.

Counsel

Scott A. Surovell and Nathan D. Rozsa (Surovell Isaacs & Levy PLC) for appellant.

Mikhael D. Charnoff (Perry Charnoff PLLC) for appellee.

Assignments of Error

1. The Court erred and abused its discretion in holding that conduct of Mr. Petersen violated Virginia Code § 8.01-271.1.
3. In the alternative, the Court erred and abused its discretion in the amount of sanctions awarded (\$54,056.15), because CNT NOVA, Inc. offered to mutually non-suit the case in December 2019, and the appellee unilaterally prolonged the litigation by refusing to enter the mutual non-suit until November 20, 2020, and incurred the substantial majority of its [sic] in connection with litigating their own counterclaim, which was non-suited, and upon which appellee ultimately did not prevail.