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3 of 4 Cause of
 Action—Specific
 Performance: Plaintiff's
 cause of action for
 specific performance is
 dismissed as
 duplicative of the
 breach of contract
 cause of action (see
 Restatement [Second]
 of Contracts § 359[1];
 Sokoloff v Harriman
 Estates Dev. Corp., 96

NY2d 409, 415 [2001]).
 Cause of
 Action—Unjust
 Enrichment: As to
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Tufano requests
 specific performance,

i.e. sale of the apartment to him, or money damages of \$84,000. Complaint, ¶ 14. Nowhere in this complaint does Tufano allege the basis of the defendants' alleged civil rights violations against him. Likewise absent from his complaint is any allegation concerning any actionable conduct by the Kalinskys.

Tufano v. One Toms Point Lane Corp., 64 F ... - Justia Law

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 (Subpart B); (Part ...