

CIVIL COURT OF THE CITY OF NEW YORK

Legal/Statutory Memorandum

Subject: Costs and Disbursements in Civil Actions

Class: LSM-108

Category: GP-20/LT-20

Eff. Date: Jan. 8, 1991

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Attached is an Opinion of the Attorney General, Hon. Robert Abrams which deals with costs and disbursements in Civil Actions and Summary Proceedings.

Following the first part of this Opinion, the Clerk is directed to not permit any reimbursement, either as costs or as disbursements, for service of process by a non-enforcement officer in a Civil Action. This amends Directive number 781, paragraph (6), in which the Clerk was directed to allow \$5.00 for each service as was allowed in a Summary Proceeding.

The second part of this Opinion, which deals with Summary Proceedings, does not apply to Civil Court. All of our Summary Proceedings are issued by the Clerk (CCA § 401). Therefore, CCA § 1911 (k) applies, and such disbursement is allowed following CCA § 1906-a.

With Attachment: Letter Robert Abrams, 8/8/90.

Dated: Jan. 8, 1991

Jacqueline Silbermann
Administrative Judge