

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

PRESENT: Hon. Peter H. Moulton
Administrative Order

IHS GLOBAL, INC.,

Plaintiff,

- v -

INDEX NO. 653215/15

THE MCGRAW HILL COMPANIES, INC. d/b/a
PLATTS,

Defendant.

Administrative Order:

By letter dated January 22, 2016, counsel for plaintiff IHS Global, Inc. (IHS) requests that this action and McGraw Hill Financial, Inc. d/b/a Platts v IHS Global, Inc. and PFC Energy, LLC, Index No.650126/2016 (the Platts Action) be assigned to Commercial Division as related. To date, no opposition to this request has been received.

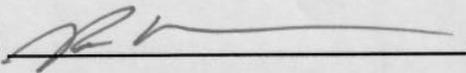
This action was commenced by IHS against The McGraw Hill Companies, Inc. d/b/a Platts (Platts) on September 25, 2015. On that date, IHS and Platts entered into a Standstill Agreement pursuant to which IHS agreed, inter alia, not to serve the complaint until after October 30, 2015. On January 22, 2016, IHS filed a Request for Judicial Intervention (RJI), marking the matter "Commercial, Contract" and related to the Platts Action. IHS also filed a Commercial Division Addendum, seeking assignment to the Commercial Division. The RJI has not been processed by the clerk's office and the action is still unassigned. There is, however, no question that this dispute meets the standards for assignment to the Commercial Division (see Uniform Rule 202.70 [a], [b]). The RJI was also timely filed in view of the Standstill Agreement (see Uniform Rule 202.70 [d]).

In the meanwhile, on January 11, 2016, the Platts Action was commenced. On that same day, Platts filed an RJI in connection with an Order to Show Cause (OSC). The RJI was marked "Commercial, Contract," but did not include a Commercial Division Addendum. The RJI also failed to list the Platts Action as a related matter. On January 12, 2016, the Platts Action was assigned to the Honorable Joan Kenney (General I.A.S. Part 8), who signed the OSC on January 13, 2016 setting a return date of February 9, 2016.

Since there is no dispute that both of these actions meet the standards for assignment to the Commercial Division and are clearly related actions, the General Clerk's Office is directed to immediately assign this action at random to a justice of the Commercial Division and to re-assign the Platts Action (Index No. 650126/2016) to the

same Commercial Division Justice. Counsel for Platts is directed to notify Justice Kenney's Part that the matter has been reassigned and counsel for both parties shall contact the part clerk of the newly-assigned Commercial Division Justice to request a new return date of the pending OSC in the Platts Action. To ensure a complete record, a duplicate copy of this Administrative Order will be filed in the Platts Action.

Dated: January 27, 2016

ENTER: , A.J.

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION