

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

PRESENT: Hon. George J. Silver, Acting Administrative Judge
Administrative Order

SUSAN PASKOWITZ, On Behalf of Herself
and All Others Similarly Situated,

Plaintiff,

-against-

INDEX NO. 654747/2017

HANDY & HARMAN LTD., WARREN G.
LICHTENSTEIN, JACK L. HOWARD, PATRICK
A. DEMARCO, ROBERT FRANKFURT, JOHN H.
MCNAMARA, JR., GAREN W. SMITH, JEFFREY
A. SVOBODA, STEEL PARTNERS HOLDINGS L.P.,
HANDY ACQUISITION CO., and SPH
GROUP HOLDINGS LLC,

Defendants.

Administrative Order:

By letter dated November 3, 2017, counsel for Steel Partners Holdings L.P. and six other defendants requests that this action be assigned to the Commercial Division pursuant to Uniform Rule 202.70. I am advised that plaintiff's counsel has expressed support for this request.

This is a class action lawsuit brought on behalf of the public stockholders of Handy & Harman Ltd. (the Company) in connection with a proposed merger announced in June 2017, pursuant to which the Company's parent company, defendant Steel Partners Holdings L.P., will acquire the remaining Company shares that it does not currently own. Plaintiff contends that the proposed merger consideration is unfair and inadequate and that defendants have breach their fiduciary duties to the Company's public stockholders. The action falls squarely within the standards for assignment of cases to the Commercial Division (see Commercial Division Rule 202.70 [a], [b] [1], [4] and [7]). Although the Request for Judicial Intervention (RJI) and required addendum were not filed within 90 days of the filing of the complaint, it does not appear that service of process has been effectuated on any of the defendants and, thus, the RJI and addendum were timely filed (see Commercial Division Rule 202.70 [d]).

The request for assignment to the Commercial Division is granted, and the General Clerk's Office is directed to randomly re-assign this case from I.A.S. Part 42 (Bannon, J.) to a Justice of the Commercial Division and to schedule a preliminary conference.

Dated: November 6, 2017

ENTER: George J. Silver, A.J.

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION