

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

SK GREENWICH LLC and SHAHAB KARMELY,

Plaintiffs,

- v -

INDEX NO. 153228/13

LEVY HOLM PELLEGRINO & DRATH LLP,
DAVIDOFF HUTCHER & CITRON LLP,
STEVEN I. HOLM and LARRY HUTCHER,

Defendants.

Administrative Order:

By letter dated June 18, 2013, counsel for defendants Levy Holm Pellegrino & Drath LLP and Steven I. Holm requests a transfer of this action to the Commercial Division. There is no objection to the request from any other party.

Uniform Rule 202.70 (b) (8) provides that actions in which the principal claim involves legal malpractice arising out of representation in commercial matters can be heard in the Commercial Division, provided the \$150,000 monetary threshold is met or equitable or declaratory relief is sought. In this action, plaintiffs allege that defendants committed legal malpractice and breached their fiduciary duties in connection with their representation of the plaintiffs in the acquisition, financing, development and sale of real property located at 443-445 Greenwich Street in Manhattan. Plaintiffs seek damages of not less than \$15 million. Since the action involves legal malpractice arising out of representation in a commercial matter, the request for a transfer to the Commercial Division is granted.

The Motion Support Office is directed to randomly reassign this case from I.A.S. Part 59 (James, J.) to a Justice of the Commercial Division. (A motion to dismiss is currently returnable on August 7, 2013.)

Dated: July 4 2013

ENTER: Sherry Klein Heitler, A.J.

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION