

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

PRESENT: Hon. Peter H. Moulton
Administrative Order

88 BROAD STREET, LLC,

Plaintiff,

- v -

INDEX NO. 652833/2014

STONE & BROAD INC., et al.,

Defendants.

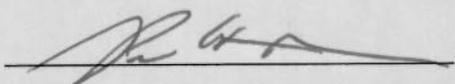
Administrative Order:

By letter dated April 8, 2015, counsel for plaintiff 88 Broad Street, LLC requests a transfer of this action from I.A.S. Part 7 (Wooten, J.) to the Commercial Division pursuant to Uniform Rule 202.70. There is no opposition to the request.

Uniform Rule 202.70 (b) (3) provides that transactions involving commercial real property, excluding actions for the payment of rent only, should be heard in the Commercial Division provided the \$500,000 monetary threshold for New York County is met or equitable or declaratory relief is sought. A review of the complaint reveals that this action seeks damages, well in excess of \$500,000, from the tenant of a commercial property in Manhattan for failure to maintain the building and surrender the building in accordance with the lease agreement. Since the allegations of the complaint meet the requirements for assignment to the Commercial Division, the request is granted.

The General Clerk's Office is directed to reassign this case at random to a Justice of the Commercial Division. (A motion to dismiss the complaint is presently returnable on May 22, 2015 in the ECF Motion Part.)

Dated: April 13 2015

ENTER:  , A.J.

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION