

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

AI 229 WEST 43RD STREET PROPERTY
OWNER, LLC,

Plaintiff,

- v -

INDEX NO. 652312/14

DAVID R. FINLEY,

Defendant.

Administrative Order:

By letter dated November 10, 2014, plaintiff's counsel requests that this action be transferred to the Commercial Division pursuant to Uniform Rule 202.70 (e). No opposition to the request has been received.

The complaint in this action seeks to collect over \$2.2 million in unpaid rent for the alleged breach of a personal guaranty of a commercial lease. Pursuant to Uniform Rule 202.70 (c) (3), "commercial real estate disputes involving the payment of rent only" are excluded from the Commercial Division.

Accordingly, plaintiff's request for assignment to the Commercial Division is denied.

Dated: November 18th, 2014

ENTER: Sherry Klein Heitler, A.J.

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION