

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

PRESENT: Hon. Peter H. Moulton  
Administrative Order

STEVEN L. CANTOR, and THE STEVEN L.  
KANTOR TRUST F/B/O CHILDREN,

Plaintiffs,

- v -

INDEX NO. 150839/15

MICHAEL REDA,

Defendant.

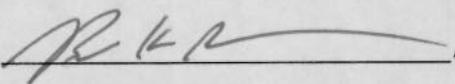
Administrative Order:

By letter dated February 26, 2015, plaintiffs' counsel timely requests assignment of this action to the Commercial Division and to the Hon. Shirley W. Kornreich as related to Boxer v Lee, Index No. 652206/14 (the "Boxer Action"). There is no opposition to the request.

The complaint in this action asserts claims for breach of contract with respect to the sale of stock in a restaurant business, breach of a personal guaranty, and a declaratory judgment that defendant is obligated to indemnify plaintiffs for claims arising from certain pre-existing liabilities of the business. Plaintiffs seek damages well in excess of \$500,000. There is no question that this action meets the requirements for assignment to the Commercial Division in this county (see Uniform Rule 202.70 [a], [b] [1]), and that it shares common questions of law and fact with the Boxer Action, an action by another purchaser of shares of the same restaurant business.

Accordingly, plaintiffs' request for a transfer to the Commercial Division, and assignment to the Hon. Shirley W. Kornreich, is granted. The General Clerk's Office is directed to assign this case to Commercial Division Part 54 (Kornreich, J.) as a related action. (A motion to dismiss the complaint is presently returnable on March 23, 2015.)

Dated: March 7, 2015

ENTER: , A.J.

Peter H. Moulton

Check one:  FINAL DISPOSITION

NON-FINAL DISPOSITION