

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

PRESENT: Hon. Peter H. Moulton
Administrative Order

DR. JOSHUA I. PERLMAN,

Plaintiff,

- v -

INDEX NO. 153518/2015

ALAN C. STEIN, ESQ.,

Defendant.

ALAN C. STEIN, ESQ.,

Third-Party Plaintiff,

- v -

DR. MICHAEL KROCHAK, et al.,

Third-Party Defendants.

Administrative Order:

By letter dated September 3, 2015, counsel for third-party defendants Dr. Michael Krochak and Manhattan Midtown Dental, P.C. requests a transfer of this action to the Commercial Division. To date, no objection to the request has been received.

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 \$500,000 monetary threshold for New York County is met or equitable or declaratory relief is sought. Here, the amended complaint seeks monetary relief of \$1 million for defendant/third-party plaintiff Alan C. Stein's alleged legal malpractice arising out of his representation of plaintiff in a commercial venture to acquire a dental practice. 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 General Clerk's Office is directed to randomly assign this case to a Justice of the Commercial Division.

Dated: September 11, 2015

ENTER:  A.J.