

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

RICHARD REID and CRYSTAL CUEVAS, individually
and on behalf of other persons similarly situated
who were employed by PRIMERICA FINANCIAL
SERVICES AGENCY OF NEW YORK, INC. or
PFS INVESTMENTS INC.,

Plaintiffs,

- v -

INDEX NO. 157193/14

PRIMERICA FINANCIAL SERVICES AGENCY OF
NEW YORK, INC.; PFS INVESTMENTS INC.; and
related entities,

Defendants.

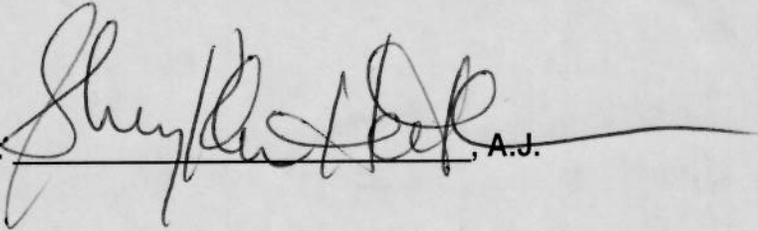
Administrative Order:

By letter dated September 10, 2014, counsel for defendants Primerica Financial Services Agency of New York, Inc. and PFS Investments Inc. (collectively, "Primerica") requests a transfer of this action to the Commercial Division pursuant to Uniform Rule 202.70. By letter dated September 11, 2014, plaintiffs' counsel opposes. By letter dated September 12, 2014, counsel for Primerica submits a reply in further support of this request.

This is a putative class action brought by plaintiff Richard Reid and Crystal Cuevas, individually, and on behalf of all persons Primerica has employed as trainee and financial products salespersons. Primerica's counsel argues that this case meets the standards for assignment to the Commercial Division pursuant to Uniform Rule 202.70 (b) (1), (5), and (12). The complaint, however, alleges claims for unpaid minimum and overtime wages in violation of the New York State Labor Law. Wage disputes brought under the labor law are not the kind of complex business disputes that belong in the Commercial Division.

Accordingly, Primerica's request for a transfer to the Commercial Division is denied.

Dated: September 17, 2014

ENTER:  A.J.

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION