

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

PRESENT: Hon. Sherry Klein Heitler  
Administrative Order

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BROADWAY WEST ENTERPRISES LTD.,

Plaintiff,

- v -

INDEX NO. 653738/13

HAZELDON/NEW YORK, a Domestic  
Not-For-Profit Corporation, and JONES  
LANG LASALLE AMERICAS, INC.,

Defendants.

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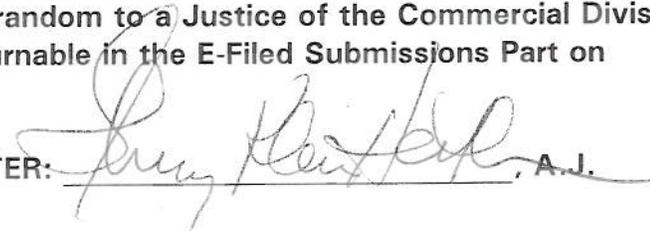
Administrative Order:

By separate letters dated January 8, 2014, counsel for each of the defendants timely requests assignment to the Commercial Division. Defendant Hazelden/New York also requests that the action be specifically assigned to the Honorable O. Peter Sherwood of the Commercial Division as related to AG Wealth Realty Inc. v Hazelden/New York, Inc., et al., Index No. 651485/11 (the "AG Wealth Action"). There is no opposition to the request.

This action, which concerns plaintiff's alleged right to a \$342,000 brokerage commission in connection with the sale of real property located at 283 Broadway, New York, New York, meets the requirements for assignment to the Commercial Division (see Uniform Rule 202.70 [b] [1], [3]). Although this action is undoubtedly related to the AG Wealth Action, that case was discontinued in May 2012 and marked disposed in the court's computer system. Thus, assignment to Judge Sherwood is not warranted (see Operations Manual, § I [D] [2]).

Accordingly, the defendants' request for a transfer to the Commercial Division is granted. The Motion Support Office is directed to reassign this case from I.A.S. Part 13 (Mendez, J.) at random to a Justice of the Commercial Division. A motion to dismiss is currently returnable in the E-Filed Submissions Part on January 17, 2014.

Dated: January 14, 2014

ENTER:  A.J.

Check one:  FINAL DISPOSITION

NON-FINAL DISPOSITION