

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF THE BRONX
Part 25
Hon. Llinet M. Rosado, JSC**

Courtroom: 705
Part Clerk: Maribel Reveron

Telephone: 718 618-1349

Chambers: 829
Principal Court Attorney: Mary Yamagata

Telephone: 718 618-1419
Facsimile: 212 416-1426

GENERAL PART RULES

Counsel who appear in the part must be fully familiar with the case .

All calendars will be called at 9:30 a.m.

There will be a second and final calendar called at 10:30 a.m.

Failure to appear may result in default relief being granted, or the action being dismissed.

All adjournments require the prior approval of the Court. Applications for adjournment must be made to Chambers via conference call with all attorneys on the line. If an adjourned date is assigned, a faxed stipulation must be sent to Chambers the day prior to the scheduled appearance. All adjournments are subject to final approval by the Judge.

All adjournments on the grounds of engagement of counsel shall be granted only in accordance with Part 125 of the Rules of the Chief Administrator of the Courts. Affirmations must be faxed to the Court at least one (1) day prior to the Court appearance.

Counsel is expected to appear unless the adjournment is specifically granted by the Court.

Ex parte communications will not be entertained by Chamber's staff or the Court.

Copies of correspondence between counsel are not to be sent to Chambers.

In the event the action is resolved prior to the Court date, counsel are expected to notify Chambers immediately.

MOTIONS

Moving papers are to be filed in the clerk's office in room 217.

All papers with a thickness of two or more inches must be properly bound (i.e. Appellate Binding, Velo Binding) to ensure that the papers will not fall apart.

All papers must have an index to exhibits, and exhibits shall be tabbed. If the papers are not properly bound, indexed and tabbed they will be rejected and not considered by the court.

Counsel are reminded that the CPLR does not provide for sur-reply papers or allow the presentation of papers or letters to the Court after argument of a motion. Sur-replies, letters and the responses to such letters addressed to the substance of motions will not be considered.

The Court requests that courtesy copies of all motion papers be delivered to Chambers.

Oral argument is required on all motions and orders to show cause. Counsel must appear on all motions.

Motions for summary judgment must be made no later than sixty (60) days of the filing of the note of issue.

Motions may be adjourned on consent up to 90 days from the original return date of the motion. Counsel are directed to submit a written stipulation reflecting their consent.

EX PARTE APPLICATIONS

Any application for temporary injunctive relief shall contain an affirmation demonstrating there will be significant prejudice to the party seeking the restraining order by giving notice. In the absence of a showing of significant prejudice, an affirmation must demonstrate that a good faith effort has been made to notify the party against whom the restraining order is sought in accordance with 22 NYCRR 202.7.

SUBPOENAS

Counsel are reminded of their authority to issue subpoenas under applicable law. All subpoenas submitted to Chambers must be on notice unless otherwise instructed by Chambers. Subpoenas seeking documents from a state agency or municipality must be served in compliance with CPLR 2307.

COMPLIANCE CONFERENCE

The date of the Compliance Conferences will be selected by the Court at the Preliminary Conference.

Counsel should not wait until the date of the Compliance Conference to bring to the Court's attention their adversary's failure to comply with Preliminary Conference directives and/or discovery orders. Such failure must be addressed prior to the Compliance Conference either by motion or conference call to chambers. Failure to timely comply with Court-Ordered discovery may result in the imposition of sanctions and/or counsel fees.