

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

PRESENT: HON. DEBORAH A. KAPLAN

*Administrative Judge*

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PROTECH SOLUTIONS, INC.,

INDEX NO. 655704/2018

Petitioner,

- v -

CONDUENT STATE & LOCAL SOLUTIONS, INC. (F/K/A  
XEROX STATE AND LOCAL SOLUTIONS, INC.),

Respondent.

**ADMINISTRATIVE  
ORDER**

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By letter and Statement in Support of Request for Assignment to the Commercial Division, dated December 14, 2018, Rena Andoh, Esq., counsel for respondent timely requests that this proceeding be assigned to the Commercial Division pursuant to Commercial Division Rule 202.70. Petitioner has not submitted any response to this application.

On November 15, 2018, Petitioner Protech Solutions, Inc. filed its Petition and a Request for Judicial Intervention. The Petition seeks to confirm an arbitration award from JAMS in the amount of \$1,939,499.27 arising out of a breach of contract dispute between the parties. As petitioner did not file a Commercial Division Addendum with the RJL, the proceeding was assigned to a General I.A.S. part (Hon. Arthur Engoron).


According to respondent's counsel (and not disputed by petitioner), respondent was served with the Petition and accompanying papers (including the RJL), on December 7, 2018. This letter application seeking assignment to the Commercial Division, pursuant to Rule 202.70(e), was filed less than one week thereafter.

Commercial Division Rule 202.70 (b) (1) provides that breach of contract actions arising out of business dealings will be heard in the Commercial Division provided the \$500,000 monetary threshold for New York County is met or the action seeks declaratory or equitable relief. In addition, Rule 202.70 (b) (12) provides that applications pursuant to CPLR article 75 to confirm domestic arbitration awards in excess of \$500,000 and involving commercial issues will be heard in the Commercial Division. The Petition in this special proceeding meets the standards

for assignment to the Commercial Division. Accordingly, the application is granted.

The General Clerk's Office is directed to randomly reassign this proceeding to a Justice of the Commercial Division.

DATE: 12/21/2018



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Hon. Deborah A. Kaplan  
Administrative Judge  
Supreme Court, New York County  
Civil Branch