NYSCEF DOC. NO. 38

INDEX NO. 651607/2019

RECEIVED NYSCEF: 06/26/2019

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

PRESENT:	HON. DEBORAH A. KAPLAN		AN	
		Administrati	-	
WEBSTER A	AVENUE AFFORDA	ABLE LLC,	INDEX NO.	651607/2019
		Plaintiff,		
	- V -			
COOKFOX	ARCHITECTS LLP,			
(And a Third-	Defendant. Chird-Party Action.) Defendant. ORDER			
			X	

By letter dated June 17, 2019, Crystal V. Venning, Esq., counsel for plaintiff, requests that this action be assigned to the Commercial Division pursuant to Uniform Rule 202.70.

Plaintiff commenced this action concerning a contract dispute involving claims exceeding \$4 million, on March 19, 2019. Defendant impleaded third-party defendant Murray Engineering, P.C. and, on June 4, 2019, third-party defendant moved to stay the third-party action and to compel arbitration as against the thirdparty plaintiff. Third-party defendant's counsel filed the RJI without a Commercial Division addendum, and the case was therefore assigned to a General Part (Hon. Francis A. Kahn).

Upon review, the court agrees that this action meets the standards for assignment of cases to the Commercial Division (see, Uniform Rule 202.70[a]). Accordingly, the request for assignment to the Commercial Division is granted. The General Clerk's office is directed to transfer this action from IAS Part 14 (Kahn, J) and randomly assign it to a Justice of the Commercial Division.

6/11/19

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