

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

PRESENT: Hon. Joan B. Carey
Administrative Order

PORTSIDE GROWTH AND OPPORTUNITY FUND,

Plaintiff,

- v -

INDEX NO. 116117/09

INTERNATIONAL ASSETS HOLDING CORPORATION,

Defendant.

Administrative Order:

By letter dated December 1, 2009, counsel for defendant International Assets Holding Corporation (IAHC) requests that this action be transferred into the Commercial Division pursuant to Uniform Rule 202.70(e). Counsel for plaintiff Portside Growth and Opportunity Fund (Portside) does not oppose this application, which is deemed timely.

There is no dispute that this CPLR 3213 action, by which Portside seeks payment of over \$3.7 million plus interest on a Senior Subordinated Convertible Note issued by defendant IAHC, and which is allegedly in default, meets the standards for assignment to the Commercial Division. See Uniform Rule 202.70(a), (b)(1).

Accordingly, the request for assignment of this case to the Commercial Division is granted. The Motion Support Office is directed to reassign this case at random to a Justice of the Commercial Division. (Portside's motion for summary judgment in lieu of complaint is presently returnable in the Initial Motion Part on December 17, 2009.)

Dated: December 7, 2009

ENTER: , A.J.

Check one: ☐ FINAL DISPOSITION

☐ NON-FINAL DISPOSITION