

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

PRESENT: Hon. Joan B. Carey
Interim Administrative Judge

DARIUS TORABY ARCHITECTS, P.C.,

Plaintiff,

-against-

INDEX NO. 112998/08

FRIEDMAN LLP, FRIEDMAN ALPREN & GREEN,
LLP, DEUTSCH, MARIN & COMPANY, LLP,
STEVEN L. TILLMAN, and MARY JANE KEARNS,

Defendants.

Administrative Order:

By letter dated February 2, 2009, defendants timely request that this action be assigned to the Commercial Division pursuant to Uniform Rule 202.70. Plaintiff consents to the transfer.

The matter falls clearly within the standards for assignment of cases to the Commercial Division in New York County. Uniform Rule 202.70(b) (8) provides that cases involving malpractice by accountants will be assigned to the Commercial Division provided the \$150,000 monetary threshold for New York County is met. Plaintiff sues for approximately \$440,000 in monetary damages resulting from the defendants' alleged accounting malpractice in failing to discover an ongoing scheme of embezzlement by plaintiff's bookkeeper.

Accordingly, defendants' request is granted. The Trial Support Office is directed to reassign this case at random from I.A.S. Part 35 (Edmead, J.) to a Justice of the Commercial Division. (A request for a preliminary conference has been filed, but no initial conference date has been set as of today's date.)

Dated: February 6, 2009

ENTER:  _____, A.J.

Check one: ☐ FINAL DISPOSITION

☐ NON-FINAL DISPOSITION