

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

PRESENT: Hon. Peter H. Moulton
Administrative Order

STERLING NATIONAL BANK,

Petitioner,

- v -

INDEX NO. 158866/2016

EVGENY FREIDMAN, CARRERA TAXI INC.,
CANARY TRANS CORP., COTE DZUR TAXI
INC., ERIQUE TAXI INC., ENAF TAXI, INC.,
GRAPPA TAXI LLC, GREY GOOSE TAXI, LLC,
JACK DANIEL TAXI LLC, MADRID TAXI INC.,
MARGO EXPRESS CAB CORP., MEGEVE TAXI LLC,
PATRON TAXI, LLC, PRAVDA TAXI LLC, RJIG
HACKING CORP., RUM TAXI LLC, SAKE TAXI LLC,
and SIBERIA TAXI LLC,

Respondents.

Administrative Order:

By letters dated October 31 and November 9, 2016, petitioner's counsel timely requests that this action be assigned to the Commercial Division, and, in particular, to the Hon. Jeffrey K. Oing as related to Sterling National Bank v Evgeny Freidman, et al., Index No. 655557/2016. No opposition to the request has been received.

This is a special proceeding, brought pursuant to CPLR Article 52, by a judgment creditor of Evgeny Freidman and his wholly-owned debtor companies to appoint a receiver to marshal and manage the assets of the respondents in order to satisfy money judgments that have been entered against the respondents in the aggregate amount of \$25 million. This type of proceeding to enforce a judgment is normally excluded from the Commercial Division pursuant to Uniform Rule 202.70 (c) (4). However, given counsel's representations that both matters concern the same parties, that the underlying facts are similar, and that a number of operative loan documents overlap, a transfer of this proceeding to Justice Oing appears warranted in the interest of judicial economy.

The request is granted. The General Clerk's Office is directed to reassign this proceeding from I.A.S. Part 8 (Kenny, J.) to Commercial Division Part 48 (Oing, J.). However, Justice Oing retains the discretion to transfer this proceeding back to I.A.S. Part 8 if he finds that the matters are not truly related.

Dated: November 18, 2016

ENTER: , A.J.

Check one: ☐ FINAL DISPOSITION

☐ NON-FINAL DISPOSITION

HON. PETER H. MOULTON
SUPREME COURT JUSTICE