

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

MEPHISTO MANAGEMENT, LLC,

Plaintiff,

- v -

INDEX NO. 653456/2013

MOON 170 MERCER, INC., and MICHAEL SHAH,

Defendants.

Administrative Order:

By letter dated March 4, 2014, plaintiff's counsel seeks review of an order by the Hon. Jeffery Oing dated February 24, 2014. The Order transferred this action to a non-commercial part on the ground that it does meet the monetary threshold for the Commercial Division. To date, no other correspondence has been received.

While the complaint only specifies actual damages of \$47,250, on its fourth cause of action for wrongful eviction from its commercial leasehold, plaintiff seeks declaratory and equitable relief, and, thus, qualifies for the Commercial Division.

Accordingly, the Motion Support Office is directed to reassign this case back to the Commercial Division. (A Motion to Dismiss was fully submitted on February 21, 2014.)

Dated: March 12, 2014

ENTER:  _____, A.J.

Check one: ☐ FINAL DISPOSITION

☐ NON-FINAL DISPOSITION