



**ADMINISTRATIVE ORDER
4JD-044-2020
FOURTH JUDICIAL DISTRICT**

Pursuant to the authority vested in me, and in accordance with the Governor's Executive Orders and the Administrative Orders issued by the Chief Administrative Judge in response to the COVID-19 pandemic, it is hereby

ORDERED that the following Fourth District Administrative Orders:

4JD-013-2020
4JD-014-2020
4JD-029-2020
4JD-030-2020

remain in full force and effect, except as specifically modified, extended or superseded herein; and it is further

ORDERED that the following directives are established:

Default Judgments: No default judgments based on non-appearance shall be granted where, pursuant to CPLR 3215, the default occurred after March 16, 2020. Furthermore, no default judgments requiring notification to the defendant pursuant to CPLR 3215(g) shall be granted, if the motion was filed after March 16, 2020, unless the defendant appeared and raised no objection; and it is further

ORDERED that the following will apply to the Fourth District's Supreme, County, Family, Surrogate and City Courts: All cases that are currently pending, as well as those which are newly filed (except mortgage foreclosure cases and eviction proceedings), will be reviewed by the Assigned Judge to determine appropriate next steps. Those next steps will be consistent with the particular Phase of the "Return to In-Person Operations Plan"; and it is further

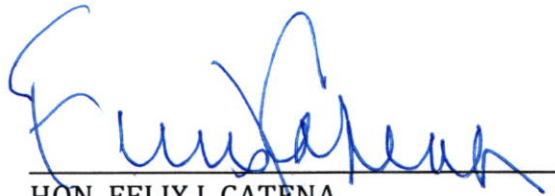
ORDERED that pursuant to Administrative Order 99/20 of the Chief Administrative Judge, any contested or uncontested matter involving a person who passed away due to COVID-19, shall be deemed essential matters and shall be accorded priority review; and it is further

ORDERED that the following will apply to the Fourth District's Town and Village Courts, *nunc pro tunc*:

All currently pending civil cases other than eviction proceedings, along with criminal cases where the defendant is not in-custody, are subject to an additional administrative adjournment until August 1, 2020. Eviction proceedings are stayed until August 20, 2020, as provided in Executive Order 202.28. Administrative

adjournments in pending criminal cases where the defendant is in custody are continued until June 6, 2020, provided that good cause has been established as set forth in Executive Order 202.28.

Dated: May 26, 2020



HON. FELIX J. CATENA
Administrative Judge
Fourth Judicial District

Distribution:

Hon. Vito C. Caruso, JSC, Deputy Chief Administrative Judge (outside NYC)

All Fourth District Judges

All Fourth District Chief Clerks

All Fourth District Town and Village Justices

Joanne B. Haelen, Esq., District Executive, Fourth Judicial District