

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

SETH MITCHELL, CFA,

Plaintiff,

- v -

INDEX NO. 150622/2013

NEW YORK UNIVERSITY, et al.,

Defendants.

Administrative Order:

By letter dated February 27, 2013, plaintiff timely requests that this action be assigned to the Commercial Division pursuant to Uniform Rule 202.70. No opposition has been received to date.

Plaintiff was a post-baccalaureate student enrolled in the defendant New York University (the University). Plaintiff seeks monetary damages based on claims of defamation, assault, emotional distress, false imprisonment, negligence and violations of the First Amendment arising out of his alleged illegal expulsion from the University. Plaintiff's claims are not commercial in nature claims as they do not involve a business tort and do not arise out of complex business dealings. See Uniform Rule 202.70(b)(1). Further, plaintiff's claims do not fall within any other category of commercial cases. See Uniform Rule 202.70(b) (2)-(12).

Accordingly, the request for assignment to the Commercial Division is denied.

Dated: March 22, 2013

ENTER: _____, A.J.



Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION