

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

PRESENT: Hon. Joan B. Carey
Administrative Order

EASTLITE CORP. and MICHAEL BERG,

Plaintiffs,

-against-

INDEX NO. 110523/2009

DOWNTOWN PROPERTIES, INC., RICHARD BASSIK,
CHIN & HO, CPA'S, J.P. MORGAN CHASE & CO. and
BANK OF AMERICA, N.A.,

Defendants.

Administrative Order:

By letter dated August 4, 2009, counsel for defendant JP Morgan Chase & Co. (Chase) timely requests that this action be assigned to the Commercial Division pursuant to Uniform Rule 202.70, and specifically to Commercial Division Justice James Yates, as related to the following three other actions pending before Justice Yates:

Riverbank South Owners Corp. v Downtown Properties, Inc., Richard Bassik, Chin & Ho, CPAs and JP Morgan Chase Bank, Index No. 601695/09;

115 Spring Street Company v Downtown Properties, Inc. and Richard Bassik, Index No. 105592/09; and

115 Spring Street Company v JP Morgan Chase Bank, N.A., Index No. 107569/09.

Counsel for the plaintiffs joins in Chase's request for a transfer by letter dated August 5, 2009, and no opposition to the request was been received.

Since this action meets the standards for assignment to the Commercial Division, and is substantially related to the Riverbank South Owners and 155 Spring Street actions, Chase's request is granted.

The Motion Support Office is directed to reassign this case from I.A.S. Part 7 (Stallman, J.) to Justice James Yates, Commercial Division Part 49. (An order to show cause for a restraining order against certain bank accounts maintained at Chase is presently returnable in Part 7 on August 14, 2009.)

Dated: August 11, 2009

ENTER: Joan B. Carey, A.J.

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION