

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

PRESENT: Hon. JACQUELINE W. SILBERMANN PART
Administrative Judge Justice

Herald Hotel Associates

INDEX NO. 30601/1991

MOTION DATE _____

MOTION SEQ. NO. _____

MOTION CAL. NO. _____

- v -

Ramada Franchise Systems, Inc.

The following papers, numbered 1 to _____ were read on this motion to/for _____

Notice of Motion/ Order to Show Cause — Affidavits — Exhibits ...

Answering Affidavits — Exhibits _____

Replying Affidavits _____

PAPERS NUMBERED

Cross-Motion: Yes No

~~Upon the foregoing papers, it is ordered that this motion~~

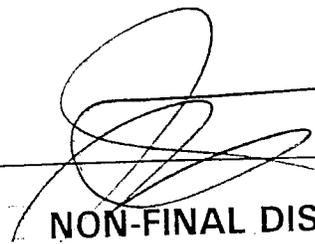
MOTION/CASE IS RESPECTFULLY REFERRED TO
JUSTICE
DATED: _____

J.S.C.

Upon receipt of a letter from counsel for defendants dated July 23, 2002, I have reexamined the correspondence submitted in regard to counsel's request that this matter be reassigned to the Commercial Division. Apart from other considerations, I note that Justice Gammerman signed an order, dated February 9, 2001 and filed February 20, 2001, directing that the case be randomly reassigned to a non-Commercial Justice. Pursuant to Paragraph F of the *Guidelines for Assignment of Cases to the Commercial Division*, a party who claims to be aggrieved by such an order may seek review of the order, but "[a]ny such application that is not made promptly after the issuance of the transfer order will be denied as untimely irrespective of its merits." The request here was not made until over a year after the order of transfer was issued. Since the application is untimely, it cannot be entertained.

Dated: 7/30/02

FINAL DISPOSITION


NON-FINAL DISPOSITION

J.S.C.