

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

PRESENT: Hon. HELEN E. FREEDMAN
Acting Administrative Judge

~~PART~~

Justice

Steve Mark, Inc., et al.

INDEX NO.

602492/2003

MOTION DATE

MOTION SEQ. NO.

MOTION CAL. NO.

- v -

J.T. Russell Co., et al.

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

PAPERS NUMBERED

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

Answering Affidavits — Exhibits _____

Replying Affidavits _____

Cross-Motion: Yes No

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

J.S.C.

Defendant Swett & Crawford has submitted an application pursuant to Paragraph F of the *Guidelines for Assignment of Cases to the Commercial Division* for a transfer of this matter into the Commercial Division. Co-defendant Caliber One Indemnity Co. consents to the application. The third defendant has taken no position on the application. The plaintiffs have taken no position either but applied for and obtained a commercial index number. A substantial sum is involved in the matter, which arises out of the alleged failure to provide commercial insurance as requested. Under the circumstances, I conclude that this matter is sufficiently commercial in nature that it should be resolved in the Commercial Division. The Clerk is directed to reassign the case to the Honorable Charles E. Ramos of the Commercial Division.

JUSTICE
DATED:

Dated:

2/19/04

Hef

J.S.C.

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION

THIS CASE IS REFERRED TO