

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

PRESENT: Hon. Jacqueline Silbermann  
Administrative Order

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ALGOMOD TECHNOLOGIES CORPORATION,

Plaintiff,

-against-

INDEX NO. 602492/07

KEVIN PRICE, DONNA LANGDON, JOHN  
DOES 1-10 and JANE DOES 1-10,

Defendants.

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Administrative Order:

By letter dated August 22, 2007, counsel for defendants Kevin Price and Donna Langdon requests that this action be assigned to the Commercial Division pursuant to Uniform Rule 202.70 and because the matter is related to an action previously handled by Commercial Division Justice Richard B. Lowe, III, entitled Algomod Technologies Corp. v Kevin Price and Donna Langdon, Index No. 110464/06 (the First Algomod action). Defense counsel contends that this action, similar to the First Algomod action, meets the standards for assignment of cases to the Commercial Division as plaintiff seeks damages of over \$50 million and the principle claims involve business torts.

I note that the First Algomod action was listed on the Request for Judicial Intervention (RJI) filed on August 2, 2007 by counsel for plaintiff in connection with its ex parte motion for court-ordered service. I also accept defense counsel's representation that he was not furnished a copy of the RJI until August 20th, rendering this application timely under Uniform Rule 202.70(e). There is no opposition to this request, and it is granted both because the action meets the standards for assignment of cases to the Commercial Division and as directly related to the First Algomod action.

The Motion Support Office is directed to reassign this case from I.A.S. Part 7 (Stallman, J.) to Justice Richard B. Lowe, III, Commercial Division Part 56. (A motion for court-ordered service is presently returnable in the Motion Submissions Part on September 6, 2007.)

Dated: September 4, 2007

ENTER: \_\_\_\_\_

A.J. Check one:  FINAL DISPOSITION

NON-FINAL DISPOSITION