

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

CENTURY INDEMNITY CO.,

Plaintiff,

- v -

INDEX NO. 108645/10

GENERAL CABLE CORP., et al.,

Defendants.

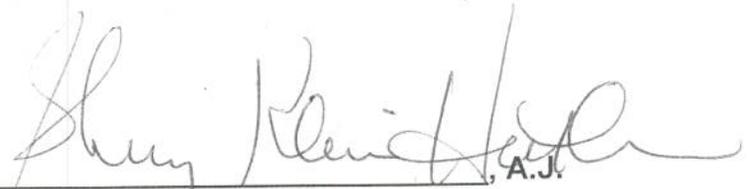
Administrative Order:

By letter dated October 1, 2010, defendant Travelers Casualty and Surety Company (Travelers) requests a transfer of this action from I.A.S. Part 51 (Gische, J.) to the Commercial Division. To date, no opposition had been received.

Travelers contends that this action meets the standards for assignment to the Commercial Division, because this action involves a complex environmental dispute in which plaintiff seeks a declaratory judgment with regard to numerous insurance companies' obligations under certain insurance policies issued to defendant General Cable Corp. The underlying claims for which coverage is sought are for asbestos-related personal injury claims in various states and environmental damage claims relating to two Superfund sites in New Jersey and Rhode Island. Thus, assignment to the Commercial Division is appropriate under Uniform Rule 202.70 (b) (9) ("environmental insurance coverage").

Travelers' request to transfer this action to the Commercial Division is granted. The Motion Support Office is directed to randomly reassign this case to the Commercial Division. (Defendant General Cable's motion to dismiss is currently returnable on October 20, 2010.)

Dated: October 22, 2010

ENTER:  A.J.

HON. SHERRY KLEIN HEITLER
ADMINISTRATIVE JUDGE

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION