

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

PRESENT: Hon. Joan B. Carey
Administrative Order

TELETECH EUROPE B.V.,

Plaintiff,

- v -

INDEX NO. 108296/2009

ESSAR SERVICES, MAURITIUS f/k/a WORLD
FOCUS,

Defendant.

Administrative Order:

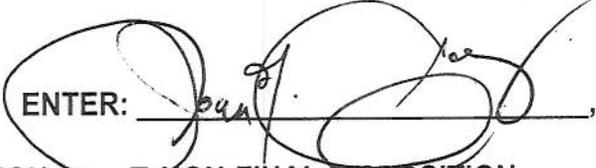
By letter dated October 9, 2009, counsel for plaintiff TeleTech Europe B.V. applies for the transfer of this action to the Commercial Division pursuant to Uniform Rule 202.70. Counsel for defendant Essar Services, Mauritius f/k/a World Focus has no opposition to the application, and it is timely under Uniform Rule 202.70(e).

Uniform Rule 202.70(b)(1) provides that actions in which the principal claims involve or consist of breach of contract where the breach or violation is alleged to arise out of business dealings will be heard in the Commercial Division provided the \$150,000 monetary threshold for New York County is met or equitable or declaratory relief is sought.

There is no question that this action meets the standards for assignment to the Commercial Division. The complaint alleges that defendant breached an escrow agreement set up in connection with plaintiff's sale of a controlling interest in TeleTech Services (India) Ltd. to defendant, and the complaint seeks damages in excess of \$780,000.

Accordingly, the Motion Support Office is directed to reassign this case at random to a Justice of the Commercial Division. (A motion to dismiss the complaint is currently returnable on October 28, 2009 in the Initial Motion Part.)

Dated: October 14, 2009

ENTER:  , A.J.

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION