

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

LARRY WARSHAW AND CAROL WARSHAW AS
TRUSTEES FOR CAROL ANN ENTERPRISES, INC.
PENSION PLAN, and SAJUST, LLC,

Plaintiffs,

- v -

INDEX NO. 652173/10

STEVEN MENDELOW, KONIGSBERG, WOLF AND CO.,
and PAUL KONIGSBERG,

Defendants.

Administrative Order:

By letter dated February 22, 2011, newly-retained counsel for the plaintiffs requests that this action be transferred from I.A.S. Part 12 (Feinman, J.) to the Commercial Division pursuant to Uniform Rule 202.70 (e).

Uniform Rule 202.70 (e) places a 10-day time limit on these applications, measured from the receipt of a copy of the RJI. The RJI was served by counsel for defendants Konigsberg, Wolf and Co. and Paul Konigsberg by Federal Express on January 28, 2011.

Accordingly, the request to transfer this action into the Commercial Division is denied as untimely.

Dated: February 23, 2011

ENTER: , A.J.

HON. SHERRY KLEIN HEITLER
ADMINISTRATIVE JUDGE

Check one: FINAL DISPOSITION NON-FINAL DISPOSITION