

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

PRESENT: Hon. Peter H. Moulton
Administrative Order

HONEYWELL INTERNATIONAL INC.,

Plaintiff,

- v -

INDEX NO. 653341/2015

ARC ENERGY SERVICES, INC. and NATIONAL
OILWELL VARCO,

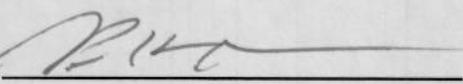
Defendants.

Administrative Order:

By letter dated November 12, 2015, counsel for defendant National Oilwell Varco, with the consent of all parties, timely applies for a transfer of this action from I.A.S. Part 15 (Rakower, J.) to the Commercial Division.

According to the complaint, plaintiff seeks to recover damages of "in excess of \$75,000.00" for breach of contract and breach of implied and express warranties due to the failure of an "APT-128 Agitator" in plaintiff's chemical plant, which caused the cessation of the production of two of plaintiff's products for a one-week period. As the monetary amount specified in the complaint is only \$75,000.00, this action does not meet the standards of the Commercial Division, because it does not satisfy the \$500,000 monetary threshold for New York County (see Uniform Rule 202.70 [a]). Thus, the request to transfer this case to the Commercial Division is denied.

Dated: November 18, 2015

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