

**Hartford Ins. Co. of the Midwest v 84-86 White St.  
LLC**

2018 NY Slip Op 30535(U)

March 26, 2018

Supreme Court, New York County

Docket Number: 156054/13

Judge: Debra A. James

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This opinion is uncorrected and not selected for official publication.

**SUPREME COURT OF THE STATE OF NEW YORK – NEW YORK COUNTY**

**PRESENT: DEBRA A. JAMES**  
*Justice*

**PART 59**

HARTFORD INSURANCE COMPANY OF THE MIDWEST  
a/s/o General Tools & Instruments Co., LLC,

Plaintiff,

- v -

84-86 WHITE STREET LLC, ONE KEY LLC,  
PRECISE CONSTRUCTION CONTRACTING, INC.,  
PILLORI ASSOCIATES, P.A.,

Defendants.

PRECISE CONSTRUCTION CONTRACTING, INC. and  
84-86 WHITE STREET LLC,

Third-Party Plaintiffs,

- v -

PILLORI ASSOCIATES, P.A., MANUEL GLAS,  
individually, MANUEL GLAS, AIA, and MANUEL  
GLAS ARCHITECTS,

Third-Party Defendants.

The following papers, numbered 1 to 1 were read on this motion to consolidate.

Notice of Motion/Order to Show Cause -Affidavits -Exhibits \_\_\_\_\_  
Answering Affidavits - Exhibits \_\_\_\_\_  
Replying Affidavits - Exhibits \_\_\_\_\_

PAPERS NUMBERED
1

**Cross-Motion:**       Yes     No

Upon the foregoing papers,

ORDERED that the Order of May 6, 2016 resolving motion  
sequence 002 in this action is VACATED, RESETTLED AND CORRECTED

**Check One:**       FINAL DISPOSITION       NON-FINAL DISPOSITION  
**Check if appropriate:**       DO NOT POST       REFERENCE

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):

AS PURSUANT TO CPLR 5019 [ see Kiker v Nassau County, 85 NY2d 879 (1995) ].

Third-Party defendants MANUEL GLAS, individually, MANUEL GLAS, AIA, and MANUEL GLAS ARCHITECTS move to consolidate this action with the action Great Northern Insurance Company a/s/o Martin Weinstein and Theresa Liszka v. One Key, LLC, Precise Construction Contracting, Inc. and 84-86 White Street, et. al., (Sup Ct, New York County, Index No. 159639/2014) pursuant to CPLR §602(a) on the grounds that the cases have common questions of law and fact. There is no opposition to the motion. Accordingly, it is

ORDERED that the motion is GRANTED without opposition and the above-captioned action is consolidated in this Court with the related case Great Northern Insurance Company a/s/o Martin Weinstein and Theresa Liszka v. One Key, LLC, Precise Construction Contracting, Inc. and 84-86 White Street, et. al., (Sup Ct, New York County, Index No. 159639/2014), under Index No. 156054/2013, and the consolidated action shall bear the following caption:

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

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HARTFORD INSURANCE COMPANY OF THE  
MIDWEST a/s/o General Tools &  
Instruments Co., LLC, and Great  
Northern Insurance Company a/s/o  
Martin Weinstein and Theresa Liszka

Plaintiff,

Index No.: 156054/2013

- v -

84-86 WHITE STREET LLC, ONE KEY LLC,  
PRECISE CONSTRUCTION CONTRACTING, INC.,  
PILLORI ASSOCIATES, P.A.,

Defendants.

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PRECISE CONSTRUCTION CONTRACTING, INC.,  
Third-Party Plaintiff,

- v -

PILLORI ASSOCIATES, P.A. and MANUEL  
GLAS, individually, MANUEL GLAS, AIA,  
and MANUEL GLAS ARCHITECTS  
Third-Party Defendant.

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84-86 WHITE STREET LLC,  
Third-Party Plaintiff,

- v -

PILLORI ASSOCIATES, P.A.  
Third-Party Defendant.

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And it is further

ORDERED that the pleadings in the actions hereby  
consolidated shall stand as the pleadings in the consolidated  
action; and it is further

ORDERED that the movant is directed to serve a copy of this  
order with notice of entry on the County Clerk (Room 141 B), who  
shall consolidate the papers in the actions hereby consolidated  
and shall mark the records to reflect the consolidation, and it  
is further

ORDERED that the movant is directed to serve a copy of this order with notice of entry upon the Clerk of the General Clerk's Office (Room 119), who is hereby directed to mark the court's records to reflect the consolidation; and it is further

ORDERED that the parties are directed to appear for a status conference before this court on May 8, 2018, at 10:00 a.m. in Part 59, Room 331, 60 Centre Street, New York, New York 10007.

This is the decision and order of the court.

Dated:     MAR 26 2018    

ENTER:

~~Debra A. James~~  
**DEBRA A. JAMES J.S.C.**