

Palmentiero v A.O. Smith Water Prods. Co.
2022 NY Slip Op 30278(U)
January 26, 2022
Supreme Court, New York County
Docket Number: Index No. 190155/2021
Judge: Adam Silvera
Cases posted with a "30000" identifier, i.e., 2013 NY Slip Op <u>30001</u> (U), are republished from various New York State and local government sources, including the New York State Unified Court System's eCourts Service.
This opinion is uncorrected and not selected for official publication.

SUPREME COURT OF THE STATE OF NEW YORK
NEW YORK COUNTY

PRESENT: HON. ADAM SILVERA PART 13

Justice

EDWARD PALMENTIERO,
Plaintiff,

INDEX NO. 190155/2021
MOTION DATE 11/18/2021
MOTION SEQ. NO. 001

- v -

A.O. SMITH WATER PRODUCTS CO., ABB, INC.
INDIVIDUALLY AND AS SUCCESSOR IN INTEREST TO
ITE CIRCUIT BREAKERS, INC., AERCO
INTERNATIONAL, INC., AMCHEM PRODUCTS, INC.,
N/K/A RHONE POULENC AG COMPANY, N/K/A BAYER
CROPSCIENCE INC., ARMSTRONG PUMPS,
INC., ARVINMERITOR, INC., INDIVIDUALLY AND AS
SUCCESSOR-IN-INTEREST TO ROCKWELL
AUTOMOTIVE, BALDWIN-LIMA-HAMILTON
CORPORATION, BURNHAM, LLC, INDIVIDUALLY, AND
AS SUCCESSOR TO BURNHAM CORPORATION,
CARLISLE INDUSTRIAL BRAKE & FRICTION,
INC., CARRIER CORPORATION, CASE CORPORATION,
CATERPILLAR, INC., CBS CORPORATION, F/K/A VIACOM
INC., SUCCESSOR BY MERGER TO CBS
CORPORATION, F/K/A WESTINGHOUSE ELECTRIC
CORPORATION, CONTINENTAL ENGINES,
INC., CUMMINS, INC., DAP, INC., DCO LLC F/K/A DANA
COMPANIES, LLC, DEERE & CO., FLOWSERVE US, INC.
INDIVIDUALLY AND SUCCESSOR TO ROCKWELL
MANUFACTURING COMPANY, EDWARD VALVE,
INC., NORDSTROM VALVES, INC., EDWARD VOGT
VALVE COMPANY, AND VOGT VALVE COMPANY, FORD
MOTOR COMPANY, GARDNER DENVER, INC., GENERAL
ELECTRIC COMPANY, GOODYEAR CANADA,
INC., GOULD ELECTRONICS INC., HALE PRODUCTS,
INC., HONEYWELL INTERNATIONAL, INC., F/K/A
ALLIED SIGNAL, INC. / BENDIX, HUBBELL LIGHTING,
INC., HYSTER COMPANY, ITT LLC., INDIVIDUALLY AND
AS SUCCESSOR TO BELL & GOSSETT AND AS
SUCCESSOR TO KENNEDY VALVE MANUFACTURING
CO., INC., JCB, INC., JENKINS BROS., J-M
MANUFACTURING COMPANY, INC., KAISER GYPSUM
COMPANY, INC., KAMCO SUPPLY CORP., KOEHRING
COMPANY, KOHLER CO., LENNOX INDUSTRIES,
INC., LEVITON MANUFACTURING CO., INC., LINK-BELT
CONSTRUCTION EQUIPMENT COMPANY, MACK
TRUCKS, INC., MANITOWOC CRANES,
LLC, INDIVIDUALLY AND AS SUCCESSOR TO GROVE
MANUFACTURING COMPANY, MCCORD
CORPORATION, MET-PRO CORPORATION

DECISION + ORDER ON
MOTION

LLC,SUCCESSOR BY MERGER TO MET-PRO CORPORATION ON BEHALF OF ITS DEAN PUMP DIVISION, MILTON ROY, LLC AS SUCCESSOR BY MERGER WITH MILTON ROY COMPANY, MORSE TEC LLC,F/K/A BORG WARNER MORSE TEC LLC AND SUCCESSOR-BY-MERGER TO BORG-WARNER CORPORATION, MR. GASKET COMPANY, P & H MINING EQUIPMENT, A SUBSIDIARY OF JOY GLOBAL, INC.,PERKINS ENGINES, INC.,PETTIBONE MICHIGAN, LLC, F/K/A AND OR SUCCESSORS IN INTEREST TO PETTIBONE MICHIGAN CORPORATION, F/K/A AND OR SUCCESSOR IN INTEREST TO PETTIBONE CORPORATION, PFIZER, INC. (PFIZER), PNEUMO ABEX LLC,SUCCESSOR IN INTEREST TO ABEX CORPORATION (ABEX), PULSAFEEDER, RHEEM MANUFACTURING COMPANY, SCHNEIDER ELECTRIC USA, INC. FORMERLY KNOWN AS SQUARE D COMPANY, SLANT/FIN CORPORATION, STANDARD MOTOR PRODUCTS, INC.,STEEL GRIP, INC.,SUPERIOR BOILER WORKS, INC.,TEREX LORAIN, INDIVIDUALLY, AND AS SUCCESSOR IN INTEREST TO LORAIN, THE GOODYEAR TIRE AND RUBBER COMPANY, THE HEIL CO. D/B/A HEIL TRAILER INTERNATIONAL, THE NASH ENGINEERING COMPANY, U.S. RUBBER COMPANY (UNIROYAL), UNION CARBIDE CORPORATION, WARREN PUMPS, LLC,WEIL-MCLAIN, A DIVISION OF THE MARLEY-WYLAIN COMPANY, A WHOLLY OWNED SUBSIDIARY OF THE MARLEY COMPANY, LLC,YORK INTERNATIONAL CORPORATION, CNH AMERICA, AS SUCCESSOR IN INTEREST TO CASE EQUIPMENTCORPORATION, CASE CORPORATION AND J.I. CASE, CONSOLIDATED EDISON COMPANY OF NEW YORK, INC.,NAVISTAR, INC.,A/K/A INTERNATIONAL TRUCK & ENGINE CORP. F/K/A INTERNATIONAL HARVESTER, INC.,BW/IP, INC. AND ITS WHOLLY OWNED SUBSIDIARIES, GOULDS PUMPS LLC,

Defendant.

-----X

The following e-filed documents, listed by NYSCEF document number (Motion 001) 135, 136, 137, 138, 139, 140

were read on this motion to/for PRO HAC VICE

Upon the foregoing documents, it is ordered that the instant motion seeking the admission of Lauren E. Lacey, Esq. *pro hac vice* is granted. It is established that counsel is admitted to practice law in the state of Maryland and is currently in good standing. Furthermore, counsel has associated with an attorney who is a member in good standing of the New York State bar, who

can serve as the attorney of record in this matter, as required by Part 520.11(c) of the Rules of the New York Court of Appeals for the Admission of Attorneys and Counselors at Law. As such, the instant motion is granted without opposition.

Accordingly, it is

ORDERED that the motion for leave to appear *pro hac vice* is granted and Lauren E. Lacey, Esq. is permitted to appear and to participate in this action, including during the trial, on behalf of defendant Standard Motor Products, Inc.; and it is further

ORDERED that Lauren E. Lacey, Esq. shall at all times during this action be associated with counsel who is a member in good standing of the Bar of the State of New York and is attorney of record for the aforesaid party; and it is further

ORDERED that all pleadings, briefs, and other papers filed with the court shall be signed by the attorney of record, who shall be responsible for such papers and for the conduct of this action; and it is further

ORDERED that, pursuant to Section 520.11 of the Rules of the Court of Appeals and Section 602.2 of the Rules of the Appellate Division, First Department, counsel hereby admitted *pro hac vice* shall be familiar with and abide by the standards of professional conduct imposed upon members of the New York Bar, including the rules of the courts governing the conduct of attorneys and the Rules of Professional Conduct; and it is further

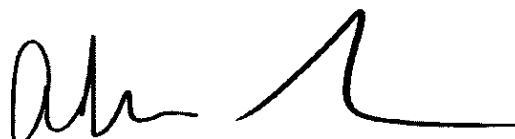
ORDERED that Lauren E. Lacey, Esq. shall be subject to the jurisdiction of the courts of the State of New York with respect to any acts occurring during the course of her participation in this matter; and it is further

ORDERED that said counsel shall notify the court immediately of any matter or event in this or any other jurisdiction that affects her standing as a member of the bar; and it is further

ORDERED that within 30 days of entry, movant shall serve a copy of this decision/order upon all parties with notice of entry.

This constitutes the Decision/Order of the Court.

1/26/2022
DATE



ADAM SILVERA, J.S.C.

CHECK ONE:

CASE DISPOSED

GRANTED

DENIED

NON-FINAL DISPOSITION

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES
TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE