

Adirondack Ins. Exch. Co. v Haddad

2026 NY Slip Op 30031(U)

January 5, 2026

Supreme Court, New York County

Docket Number: Index No. 657004/2021

Judge: Emily Morales-Minerva

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SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK: PART 42M

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ADIRONDACK INSURANCE EXCHANGE COMPANY,

INDEX NO. 657004/2021

Plaintiff,

MOTION DATE 05/14/2025

- v -

MAJID HADDAD, KYUSHIK MIN, LIBERTY MUTUAL
INSURANCE COMPANY,

MOTION SEQ. NO. 004

Defendants.

**DECISION + ORDER ON
MOTION**

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The following e-filed documents, listed by NYSCEF document number (Motion 004) 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90

were read on this motion to/for STAY.

APPEARANCES:

Mound Cotton Wollan & Greengrass, New York, New York (Tania Ann Gondiosa, Esq., of counsel), for plaintiff.

Law Office of Craig A. Blumberg, New York, New York (Craig A. Blumberg, Esq., of counsel), for defendant MAJID HADDAD.

EMILY MORALES-MINERVA, J.S.C.

In this action, plaintiff ADIRONDACK INSURANCE EXCHANGE COMPANY moves, by notice of motion (sequence number 04), pursuant to CPLR § 2201,¹ to stay this action while the criminal case against defendant MAJID HADDAD (People of the State of New York v. Majid Haddad a/k/a Peter Haddad, IND-73423-24/001) is pending in the Westchester County Criminal Court.

¹ Section 2201 of the CPLR provides, "Except where otherwise prescribed by law, the court in which an action is pending may grant a stay of proceedings in a proper case, upon such terms as may be just."

Defendant MAJID HADDAD appears and requests that this Court grant plaintiff's motion entirely (see New York State Court Electronic Filing System [NYSCEF] Doc. No. 90, affirmation in response). Defendants KYUSHIK MIN and LIBERTY MUTUAL INSURANCE COMPANY do not appear or submit written opposition to the motion. For the reasons explained below, the court grants plaintiff's unopposed motion (seq. no. 04) for a stay of the instant civil action.

"A motion pursuant to CPLR § 2201 to stay a civil action pending resolution of a related criminal action is directed to the sound discretion of the trial court" (Mook v Homesafe America, Inc., 144 AD3d 1116, 1117 [2d Dept 2016] ; Britt v Intl. Bus Services, Inc., 255 AD2d 143 [1st Dept 1998] [holding that "the principle is well settled that a motion pursuant to CPLR § 2201 seeking to stay a civil action pending resolution of a related criminal action is directed to the sound discretion of the trial court"])). When deciding whether to issue a stay under section 2201, courts consider "issues of comity, orderly procedure, and judicial economy" (Asher v Abbott Labs, 307 AD2d 211 [1st Dept 2003])).

Here, it is the court's view that a stay of the instant civil action is appropriate. "A compelling factor is a situation where a defendant will invoke his or her constitutional right against self incrimination" (Britt, 255

AD2d at 143])). Additionally, defendant MAJID HADDAD supports plaintiff's application for a stay. Therefore, plaintiff's motion (seq. no. 04) to stay the instant civil matter pending conclusion of the criminal matter, People of the State of New York v. Majid Haddad a/k/a Peter Haddad, IND-73423-24/001, is granted.

Accordingly, it is hereby

ORDERED that plaintiff's motion to stay this action pending conclusion of the criminal action, People of the State of New York v. Majid Haddad a/k/a Peter Haddad, IND-73423-24/001 (Westchester County Criminal Court), is granted, and all proceedings in this action are stayed except for an application to vacate or modify said stay; it is further

ORDERED that plaintiff shall serve a copy of this Order with notice of entry on the Clerk of the General Clerk's Office within ten days from entry and the Clerk shall mark this matter as stayed as herein provided; it is further

ORDERED that such service upon the Clerk of the General Clerk's Office shall be made in accordance with the procedures set forth in the *Protocol on Courthouse and County Clerk Procedures for Electronically Filed Cases* (accessible at the "E-Filing" page on the court's website); and it is further

ORDERED that plaintiff shall serve a copy of this Order with notice of entry on defendants MAJID HADDAD, KYUSHIK MIN and LIBERTY MUTUAL INSURANCE COMPANY within ten days from entry.

THIS CONSTITUTES THE DECISION AND ORDER OF THE COURT.

1/5/2026
DATE


EMILY MORALES-MINERVA, J.S.C.

CHECK ONE:

CASE DISPOSED

NON-FINAL DISPOSITION

GRANTED

DENIED

GRANTED IN PART

OTHER

APPLICATION:

SETTLE ORDER

SUBMIT ORDER

CHECK IF APPROPRIATE:

INCLUDES TRANSFER/REASSIGN

FIDUCIARY APPOINTMENT

REFERENCE