

Herrera v 50 HYMC LLC

2026 NY Slip Op 31615(U)

April 10, 2026

Supreme Court, New York County

Docket Number: Index No. 154527/2023

Judge: Phaedra F. Perry-Bond

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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: HON. PHAEDRA F. PERRY-BOND PART 35

Justice

-----X

INDEX NO. 154527/2023

RICHARD HERRERA,

MOTION DATE 12/29/2025

Plaintiff,

MOTION SEQ. NO. 001

- v -

50 HYMC LLC, HUDSON YARDS CONSTRUCTION II LLC

DECISION + ORDER ON MOTION

Defendants.

-----X

The following e-filed documents, listed by NYSCEF document number (Motion 001) 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23

were read on this motion to/for CONSOLIDATE/JOIN FOR TRIAL.

Upon the foregoing documents, there being no opposition, and good cause having been shown Plaintiff's motion to consolidate this action with another action pending in this Court captioned Herrera v. JC Elite Construction Services, LLC et al, Index No. 162535/2023 is granted.

Accordingly, it is hereby,

ORDERED that the motion is granted, and the above-captioned action is consolidated in this Court with Herrera v. JC Elite Construction Services, LLC et al, Index No. 162535/2023, pending in this Court; and it is further

[This space is intentionally left blank.]

ORDERED that the consolidation shall take place under Index No. 154527/2023 and the consolidated action shall bear the following caption:

SUPREME COURT OF THE STATE OF NEW YORK

-----X
RICHARD HERRERA,

Index No.: 154527/2023

Plaintiff,

-against-

50 HYMC LLC, HUDSON YARDS CONSTRUCTION II LLC,
and JC ELITE CONSTRUCTION SERVICES, LLC

Defendants

-----X
JC ELITE CONSTRUCTION SERVICES, LLC

Third Party
Index No.: 595690/2024

Plaintiff,

-against-

ARC INTERIOR CONSTRUCTION, INC

Defendant

-----X; 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, within 30 days from entry of this order, movant shall serve a copy of this order with notice of entry on the Clerk of the Court, who shall consolidate the documents in the actions hereby consolidated and shall mark his records to reflect the consolidation; and it is further

ORDERED that counsel for the movant shall contact the staff of the Clerk of the Court to arrange for the effectuation of the consolidation hereby directed; and it is further

ORDERED that service of this order upon the Clerk of the Court shall be made in hard-copy format if this action is a hard-copy matter or, if it is an e-filed case, 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, as applicable and insofar as is practical, the Clerk of this Court shall file the documents being consolidated in the consolidated case file under the index number of the consolidated action in the New York State Courts Electronic Filing System or make appropriate notations of such documents in the e-filing records of the court so as to ensure access to the documents in the consolidated action; and it is further

ORDERED that, within 30 days from entry of this order, movant shall serve a copy of this order with notice of entry on the Clerk of the General Clerk’s Office, who is hereby directed to reflect the consolidation by appropriately marking the court’s records; and it is further

ORDERED that such service upon the Clerk of the General Clerk’s Office shall be made in hard-copy format if this action is a hard-copy matter or, if it is an e-filed case, shall be made in accordance with the procedures set forth in the aforesaid *Protocol*; and it is further


ORDERED that the parties shall meet and confer immediately and submit a proposed preliminary conference order to the Court via e-mail no later than May 12th, 2026. If the parties have a serious discovery dispute requiring a conference, the parties shall advise the Court via e-mail of the nature of the dispute so that a conference can be scheduled; and it is further

[This space is intentionally left blank.]

ORDERED that within ten days of entry, counsel for Plaintiff shall serve a copy of this Decision and Order with notice of entry, on all parties via NYSCEF.

This constitutes the Decision and Order of the Court.

4/10/26
DATE


HON. PHAEDRA F. PERRY-BOND, 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