ADMINISTRATIVE ORDER OF THE
CHIEF ADMINISTRATIVE JUDGE OF THE COURTS

Pursuant to the authority vested in me, and with the advice and consent of the Administrative Board of the Courts, I hereby amend, effective September 2, 2014, sections 202.70(d)-(e) of the Uniform Rules for the Supreme and County Courts (Rules of Practice for the Commercial Division), relating to assignment and transfer of cases, to read as follows:

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22 NYCRR § 202.70(d) Assignment to the Commercial Division

Within 90 days following service of the complaint, any party may seek assignment of a case to the Commercial Division by filing a ~~A party seeking assignment of a case to the Commercial Division shall indicate on the~~ Request for Judicial Intervention (RJI) ~~the appropriate Nature of Action or Proceeding category and shall~~ that attaches a completed Commercial Division RJI Addendum certifying that the case meets the jurisdictional requirements for Commercial Division assignment set forth in subdivisions (a), (b) and (c) of this section. Except as provided in subdivision (e) below, failure to file an RJI pursuant to this subdivision precludes a party from seeking assignment of the case to the Commercial Division.

(e) Transfer into the Commercial Division

If an RJI is filed within the 90-day period following service of the complaint and the ~~a~~ case is assigned to a noncommercial part because the filing party did not designate the case as "commercial" on the RJI, any other party may apply by letter application (with a copy to all parties) to the Administrative Judge, within ten days after receipt of a copy of the RJI, for a transfer of the case into the Commercial Division. Further, notwithstanding the time periods set forth in subdivisions (d) and (e) of this section, for good cause shown for the delay a party may seek the transfer of a case to the Commercial Division by letter application (with a copy to all parties) to the Administrative Judge. In addition, a non-Commercial Division justice to whom a case is assigned may sua sponte request the Administrative Judge to transfer a case that meets the jurisdictional requirements for Commercial Division assignment set forth in subdivisions (a), (b) and (c) of this section to the Commercial Division. The determinations of the Administrative Judge with respect to any letter applications or requests under this subdivision shall be final and subject to no further administrative review or appeal.

Chief Administrative Judge of the Courts

Dated: July 1, 2014

AO/117/14

ADMINISTRATIVE ORDER OF THE
CHIEF ADMINISTRATIVE JUDGE OF THE COURTS

Pursuant to the authority vested in me, and with the advice and consent of the Administrative Board of the Courts, I hereby direct that the amendment of sections 202.70(d)-(e) of the Uniform Rules for the Supreme and County Courts (Rules of Practice for the Commercial Division) relating to assignment and transfer of cases, set forth in Administrative Order AO/117/14 and effective September 2, 2014, shall apply only to cases filed on or after that effective date. Assignment to the Commercial Division of cases filed prior to September 2, 2014, shall continue to be governed by rules and practices in effect on September 1, 2014.

Chief Administrative Judge of the Courts

Dated: August 6, 2014

AO/117a/14