

CIVIL COURT OF THE CITY OF NEW YORK

CHIEF CLERK'S MEMORANDUM

Subject: Out of State Attorney

Class: CCM - 154

Category: GP-20

Eff. Date: January 8, 2003

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In September of this year a judge in the Queens County Civil Court, dismissed a complaint on the grounds that the attorney representing the plaintiff did not have a New York State address. Judiciary Law Section 470 as well as case law requires this outcome.

The Clerk should not enter any default judgments, when the attorney representing the plaintiff does not have a New York State address. Rather, the Clerk should reject the application for the judgment and mark the file "Out of State Attorney."

If the attorney wants to go further on the matter, he/she will have to make a motion on notice.


Chief Clerk