

**COMMERCIAL DIVISION, SUPREME COURT
SEVENTH JUDICIAL DISTRICT**

**AMENDED
GENERAL AND STANDING ORDER
RESPECTING 22 N.Y.C.R.R. §202.70(g)
(Rules of Practice for the Commercial Division)**

Inasmuch as the Administrative Board of the Judicial Conference, and the Chief Administrative Judge of the Courts, have adopted Uniform Rules of Practice for the Commercial Division effective January 17, 2006; and

Inasmuch as predictability and uniformity of practice for all cases is desired, especially within the Commercial Division of a single judicial district; and

Inasmuch as many of the newly promulgated rules provide for the exercise of discretion by the commercial division justice regarding their applicability; it is hereby

ORDERED as follows:

Rule 17 (length of papers): This rule prescribes the length of briefs or memoranda of law, reply memoranda, affidavits and affirmations, “[u]nless otherwise permitted by the court.” Henceforth, in all cases, leave is granted in the Seventh Judicial District to file papers in excess of the limits imposed by Rule 17.

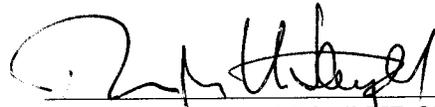
Rule 19 (Orders to Show Cause): This rule prohibits the filing of reply papers in connection with motions brought on by order to show cause, “[a]bsent advance permission.” Permission is hereby granted in the Seventh Judicial District to file reply papers in connection with motions brought on by order to show cause. Although scheduling of deadlines for submission of reply papers often occurs in the order to show cause itself, such scheduling is not a pre-requisite to the filing of reply papers.

Rule 19-a (Summary Judgment Statements of Material Facts): This rule provides that “the court may direct that there shall be annexed to the notice of motion a separate . . . [Rule 19-a statement]” and that “the papers opposing a motion for summary

judgment shall include . . . [a Rule 19-a counterstatement]. In the Seventh Judicial District the court will not direct that motions for summary judgment include a Rule 19-a statement. The filing of a Rule 19-a statement by the moving party does not trigger any obligation on the opposing party to file a counterstatement.

Rule 22 (Oral Argument): Oral argument will be heard in all cases in the Seventh Judicial District unless waived.

SO ORDERED



THOMAS M. VAN STRYDONCK
Administrative Judge
Seventh Judicial District



KENNETH R. FISHER
Justice Supreme Court
Commercial Division

DATED: February 27, 2006
Rochester, New York