

SUPREME COURT OF THE STATE OF NEW YORK - NEW YORK COUNTY

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

EDWARD L. SHUGRUE III and GRETA SHUGRUE,

Plaintiffs,

- v -

INDEX NO. 650912/2013

LEE STAHL, LETO ENTERPRISES, LTD., THE
RENOVATED HOME I, LTD., collectively doing
business as THE RENOVATED HOME,

Defendants.

Administrative Order:

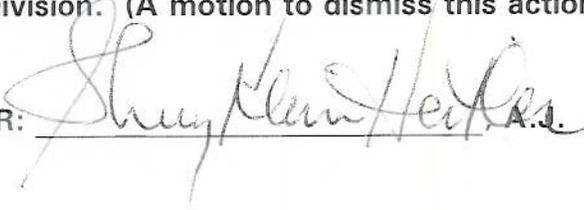
By letter dated April 17, 2013, counsel for the plaintiffs timely requests assignment of this action to the Commercial Division. No opposition to the request has been received to date.

Uniform Rule 202.70(b)(1) provides that actions in which the principal claims are for "[b]reach of contract or fiduciary duty, fraud, misrepresentation, business tort (e.g., unfair competition), or statutory and/or common law violation where the breach or violation is alleged to arise out of business dealings will be heard in the Commercial Division, provided the \$150,000 monetary threshold for New York County is met or equitable or declaratory relief is sought.

This case meets the standards for assignment to the Commercial Division. The complaint asserts claims for breach of contract, fraudulent inducement, unjust enrichment, conversion, and alter ego liability arising out of an agreement to renovate the plaintiffs' cooperative apartment. Further, the complaint alleges damages in excess of the \$150,000 monetary threshold for assignment of cases to the Commercial Division in New York County.

Accordingly, the Motion Support Office is directed to randomly reassign this case to a Justice of the Commercial Division. (A motion to dismiss this action is returnable on May 7, 2013.)

Dated: April 22, 2013

ENTER: 

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION