

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

PRESENT: Hon. Peter H. Moulton
Administrative Order

LEE BRODSKY,

Plaintiff,

vs.

INDEX NO. 650374/2015

SHAWN VARDI, MARK SHEMEL, HUNTER
GELLIN, THINK PROPERTIES NYC, LLC, and
THINK PROPERTIES, LLC,

Defendants,

Administrative Order:

By letter dated March 3, 2015, counsel for plaintiff timely requests that this action be transferred into the Commercial Division pursuant to the Rules of the Commercial Division, Uniform Rule 202.70 (e). No objection to the request has been received.

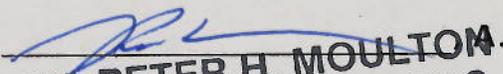
Actions in which the principal claims are for breach of contract or business torts, where the breach or violation is alleged to arise out of business dealings, may be heard in the Commercial Division, provided the \$500,000 monetary threshold for New York County is met or equitable or declaratory is sought (Uniform Rule 202.70 [a], [b] [1]).

In this action, plaintiff alleges defendants breached an agreement granting plaintiff a 20% membership interest in a series of companies formed by individual defendants Shawn Vardi, Mark Shemel, and Hunter Gellin, which provide real estate and hospitality services in New York and Florida. Since the amount in controversy exceeds \$500,000 and equitable relief is sought, this action meets the standards for assignment to the Commercial Division under Uniform Rule 202.70 (b) (1).

Accordingly, the request for a transfer to the Commercial Division is granted. The General Clerk's Office is directed to randomly reassign this case to a Justice of the Commercial Division.

Dated: March 30, 2015

ENTER:


HON. PETER H. MOULTON, J.
J.S.C.

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION