

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

PRESENT: Hon. Sherry Klein Heitler
Administrative Order

WEEPLAY KIDS LLC, et al.,

Plaintiffs,

- v -

INDEX NO. 652688/14

WENDY AQUINO, et al.,

Defendants.

Administrative Order:

By letter dated October 24, 2014, counsel for defendant JPMorgan Chase Bank, N.A. requests that this action be transferred to the Commercial Division pursuant to Uniform Rule 202.70 (e). Plaintiffs' counsel joins in the request. To date, no other correspondence has been received.

In this action, plaintiffs allege claims for breach of fiduciary duty, aiding and abetting breach of fiduciary, and breach of contract, among other claims, arising from the alleged embezzlement of millions of dollars by defendant Wendy Aquino, the former controller of plaintiff Weeplay Kids LLC; the negotiation of fraudulent checks through accounts at defendant JPMorgan Chase Bank, N.A.; and the fraudulent conveyance of such monies to her relatives and business entities. There is no question that this action meets the standards for assignment to the Commercial Division (see Uniform Rule 202.70 [a], [b] [1], [6]), and, therefore, the request is granted.

The General Clerk's Office is directed to randomly reassign this action from Part 12 (Jaffe, J.) to a justice of the Commercial Division. Motions to dismiss and to extend time to answer are currently returnable in the ECF Submissions Part on November 21, 2014.

Dated: ^{November} ~~October~~ 3, 2014

ENTER: Sherry Klein Heitler, A.J.

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION