

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

PRESENT: Hon. Peter H. Moulton
Administrative Order

IPAYMENT, INC.,

Petitioner,

- v -

INDEX NO. 650432/15

1ST AMERICARD, INC., GREG GRAINGER
and KELLY GRAINGER,

Respondents.

Administrative Order:

By letter dated March 3, 2015, respondents' counsel requests that this Article 75 proceeding be transferred from I.A.S. Part 35 (Edmead, J.) to the Commercial Division pursuant to Uniform Rule 202.70 (e). There is no response to the request.

Uniform Rule 202.70 (e) places a 10-day time limit on these applications, measured from the receipt of a copy of the Request For Judicial Intervention (RJI), and the time limit is strictly construed. The RJI was filed in this action on February 18, 2015 and served upon counsel for the respondents via email on that date.

For these reasons, respondents' request to transfer this proceeding into the Commercial Division is denied.

Dated: March 9, 2015

ENTER: , A.J.

PETER H. MOULTON

Check one: FINAL DISPOSITION

NON-FINAL DISPOSITION