

Illegal

SEQUENCE NO. 16

At a Part E of the Supreme Court of the State of New York, held in and for the County of Queens, at the Courthouse thereof, located at 88-11 Sutphin Boulevard, Jamaica, New York 11435 on the ___ day of February, 2018

HON. KEVIN J. KERRIGAN

PRESENT:
Hon. _____
Justice

-----X
:
FRANCES MELIA,
:
Plaintiff,
:
- against -
:
THE CITY OF NEW YORK,
COUNTRY-WIDE INSURANCE COMPANY
and BISHWANAN JAGMOHAN,
:
Defendants.
:
-----X

ORDER TO SHOW CAUSE

Index No. 708307/15

2018-02660

RECEIVED
MAR-6 PM 2:00
CLERK'S OFFICE

Upon reading and filing the annexed affirmation of Thomas Torto, dated February 27, 2018, and the exhibits annexed thereto; and the Emergency Affirmation of Thomas Torto, Esq. dated February 27, 2018 and the exhibits annexed thereto, and good and sufficient reason appearing therefor,

LET plaintiff and/or her attorneys and/or co-defendants the City of New York and Bishwanan Jagmohan and/or their attorneys show cause before ReCMP, of this Court to be held at the Courthouse, 88-11 Sutphin Boulevard, Room 25, Jamaica, New York 11435 on _____, 2018 at 2:50 PM a.m., why an order should not be granted:

(1) pursuant to CPLR 603 and 1003, severing the second and third causes of

action of the complaint as against Country-Wide; and

(2) awarding such other and further relief as the Court deems just and proper;

and it is

BAR ORDERED that service of a copy of this order and the papers upon which it is granted by overnight mail upon plaintiff's attorneys, HELD & HINES, LLP, 2004 Ralph Avenue Brooklyn, New York 11234; ZACHARY W. CARTER, ESQ., Corporation Counsel, the attorney

for defendant The City of New York, 100 Church Street, New York, New York 10007;

CHEVEN, KEELY & HATZIS, the attorneys for defendant Jagmohan, 40 Wall Street, New

York, New York 10005; and JACK L. GLASSER, P.C., attorney for defendant Jagmohan, 89-10

Sutphin Boulevard, Jamaica, New York 11435, on or before _____, 2018, shall

be good and sufficient service.

ENTER:

J.S.C.

Revised.

There is no such thing as a motion for a declaratory judgment if there is no pending declaratory judgment action.

*JSC
3/5/18*

~

Frances Mejia v The City of New York, et al.
Supreme Court, Queens County Index No.: 708307/15

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

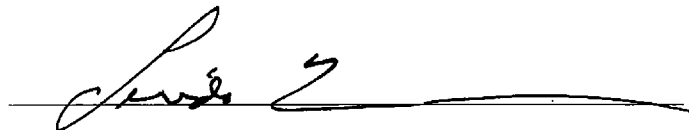
Appellate Division Docket No.: 2018-02660

Application by Country-Wide Insurance Company pursuant to CPLR 5704(a) to sign the foregoing order to show cause, which was presented ex parte to the Supreme Court, Queens County, which the Supreme Court declined to sign.

ORDERED that the application is granted, the foregoing order to show cause is hereby signed, the order to show cause is made returnable in the Supreme Court, Queens County on March 12, 2018; and it is further,

ORDERED that service of the foregoing order to show cause, and the papers on which it was made, upon the plaintiff, and the defendants City of New York and Bishwanan Jagmohan by overnight delivery pursuant to CPLR 2103(b)(6), on or before March 6, 2018, shall be deemed sufficient service thereof.

Dated: Brooklyn, New York
March 6, 2018



Hon. Linda Christopher
Associate Justice
Appellate Division 2nd Dept.