

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER: COMMERCIAL DIVISION

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Superior Granite

Plaintiff (s),

TRIAL READINESS ORDER

-against-

Index No. 5427243

Yonkers Contracting Co.

Defendant (s).

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SCHEINKMAN, J.

The parties having been heard, or having been given the opportunity to be heard, the undersigned finds that all pre-trial proceedings are complete and that the matter is ready for trial. No further discovery shall be permitted except upon motion and upon a showing of compelling and unanticipated circumstances.

The plaintiff shall serve and file a Note of Issue and Certificate of Readiness within ten (10) days of the date of this order. A working copy of the e-filed Note of Issue shall be mailed to the Court. In the event the Note of Issue is not filed within ten days of the date of this Order, all counsel shall be required to appear for a conference on 2/4/14 to explain why the Note of Issue was not timely filed.

Motions for Summary Judgment. All motions for summary judgment must be served within 30 days of the filing of the Note of Issue. All parties wishing to move for summary judgment must move by this deadline because any motions (including any cross-motions) served/filed after this deadline will not be considered for the affirmative relief sought and will only be considered to the extent they present an opposition to the motion for summary judgment.

*AM
JSC*

The parties' attention is directed to the Rules of Practice for the Commercial Division, which will be strictly enforced.

Dated: *January 28th* 2014
White Plains, New York



HON. ALAN D. SCHEINKMAN
Justice of the Supreme Court