

ART 3/33 REMOTE/VIRTUAL COURT OPERATIONS

Until further notice, effective Monday, April 13, 2020, the City Part (Parts 3/33) will be conducting remote/virtual court operations (see Administrative Order 85/20 of April 8, 2020), such as settlement conferences (pre- and post-note of issue), and discovery conferences (i.e. compliance conferences and status conferences for cases with discovery issues). All conferences will be conducted by Skype Business and/or by telephone.

All parties to an action may consent or stipulate to have a conference for any pre- or post-note of issue purpose by emailing the court with the case name, index number, names of each of the attorneys, and their respective email addresses (if an attorney does not have an email address, a phone number must be provided by that attorney). The email must specify the nature of the action, the nature of the issue(s) or subject(s) that the parties wish to discuss with the court. PLEASE NOTE THAT ALL CONFERENCES WILL BE USED TO EXPLORE RESOLUTION OF ACTIONS.

PLEASE NOTE: Due to the demand on the court's remote/virtual operations capacity, the court stresses the need for counsel to make EVERY GOOD FAITH EFFORT to resolve disputes (especially discovery disputes) before seeking court intervention.

Additionally, the court is reviewing its case inventory (both pre- and post-note of issue) to identify cases for court-initiated conferences, and has been contacting the attorneys to schedule conferences. PLEASE NOTE THAT ALL COURT-INITIATED CONFERENCES WILL BE USED TO EXPLORE RESOLUTION OF ACTIONS.

The court encourages and will facilitate any and all potential means of alternative dispute resolution.

With respect to motions returnable in the City Part, the court has been deciding and will continue to decide motion that were fully submitted before the March 22, 2020 temporary suspension of court filings. However, due to the temporary suspension of non-emergency courthouse operations, decisions and orders deciding motions cannot be entered by a court clerk. As soon as clerk support for the entry of non-emergency decisions and orders is available, motions decided in Part 3/33 since March 16, 2020 will be entered as soon as practicable.

Please address all requests for conferences, court intervention, and questions to: scsedey@nycourts.gov and jrodrig5@nycourts.gov

Thank you for your continued patience and cooperation. Please stay safe.

Hon. Mitchell J. Danziger