

SCAN

SHORT FORM ORDER

SUPREME COURT - STATE OF NEW YORK

Present:

HON. BRUCE D. ALPERT

Justice
TRIAL/IAS, PART 8
NASSAU COUNTY

JOSE ROMERO,

Plaintiff,

-against-

MOTION SEQUENCE #1

INDEX No. 12109/01

Motion Date: October 21, 2002

PAUL HARTJE, COUNTY OF NASSAU and
NASSAU COUNTY D.G.S.,

Defendants.

The following papers read on this application for relief under CPLR 1003 and 3025:

Notice of Motion X

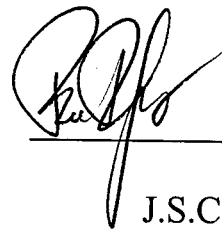
Upon the foregoing papers it is ordered that the instant application is determined as hereinafter set forth.

Due to the time restrictions which govern litigation processed under the Differentiated Case Management System, the Court, in an effort to adhere to the standards and the goals applicable thereto and achieve the benefits that are perceived to flow therefrom, is constrained to deny the instant application, as it is not feasible to obtain jurisdiction over the proposed defendant, join issue thereon and complete the discovery

proceedings necessitated thereby without exceeding the predetermined deadline for the action's final disposition.

However, the plaintiff may be well advised to commence a separate action against the proposed defendant under a new index number and, upon joinder of issue therein, seek to consolidate the instant action with it. In doing so, the temporal parameters associated with the latter proceeding will govern, and, in this manner, the inter-related claims can be resolved globally without running afoul of the DCM guidelines.

Dated: December 16, 2002



J.S.C.

