

SHORT FORM ORDER

SUPREME COURT OF THE STATE OF NEW YORK

PRESENT: HON. DANIEL MARTIN
Acting Supreme Court Justice

JIM LONGO, INC.

Plaintiff.

- against -

**OMNI BUILDING CONTRACTORS, INC.,
DILMEET SINGH, ANDSITA SINGH,
HIS WIFE.**

Defendants.

**TRIAL/IAS, PART 39
NASSAU COUNTY**

**Sequence No.: 002
Index No.: 009534/00**

The following named papers have been read on this motion:

	Papers Numbered
Notice of Motion and Affidavits Annexed	
Order to Show Cause and Affidavits Annexed	X
Answering Affidavits	X
Replying Affidavits	X

Upon reading the papers submitted and due deliberation having been had herein, plaintiff's application to continue the mechanic's lien filed against certain real property for one year from the date of the within order is hereby granted.

The court may extend the mechanic's lien by order for an additional year and for each successive year "...and such lien shall be redocketed as of the date of granting such order and a statement made that such lien is continued by virtue of such order." Lien Law §17. Whether to grant such relief is within the court's discretion. Application of Lycee Francais De New York, 26 Misc.2d 374.

Accordingly, it is hereby ordered that the mechanic's lien filed by plaintiff and docketed in the office of the county clerk on November 27, 1998 and re-docketed by plaintiff for one year from November 24, 1999 by order of the Hon. Joseph A. DeMaro, J. against defendants Dilmeet Singh and Andista Singh as owners and against Omni Building Contractors, Inc. as contractor, upon the property located in Sands Point, County of Nassau, New York and which is identified on the Nassau County Tax Map by section 4, block B, lot 396 and which is further identified on the Map of Harriman Estates, which map was duly filed in the office of the Nassau County Clerk

On May 5, 1988 as map #9271, as lot 396 and upon the improvements thereon is hereby continued pursuant to Lien Law §17.

The county clerk is hereby directed to make a new docket of said lien hereby continued as of the date of this order, in the lien docket kept in her office for that purpose, pursuant to law and to note thereon that said lien is so continued by order of this court.

The court notes that the parties would best be served by a prompt resolution of the instant matter. As set forth above, the subject lien has already been continued once before by Justice DeMaro's order. The matter is set down for a certification conference on March 20, 2001. All discovery is to be complete as of that date and the matter shall be assigned an expedited trial date.

So ordered.


A.J.S.C.

Dated: November 22, 2000