

NY CLS CPLR R 4525

Current through 2025 released Chapters 1-207

New York

Consolidated Laws Service >
Civil Practice Law And Rules (Arts. 1 — 100) >
Article 45 Evidence (§§ 4501 — 4551)

R 4525. Copies of statements under article nine of the uniform commercial code

A copy of a statement which is noted or certified by a filing officer pursuant to section 9–523 of the uniform commercial code and which states that the copy is a true copy is prima facie evidence of the facts stated in the notation or certification and that the copy is a true copy of a statement filed in the office of the filing officer.

History

Add, L 1965, ch 729, § 2; amd, L 1962, ch 308; L 1962, ch 315, § 1; L 1965, ch 729, § 1, eff July 2, 1965; L 2001, ch 84, § 39, eff July 1, 2001.

Annotations

Notes

Repeal Notes:

[1965]Former CPLR 4525 referred to receipts issued by filing officers under sections of the Pers Prop L and Lien L, which have been repealed by the UCC. The new CPLR 4525 was enacted to conform to the provisions of the UCC.

Prior Law:

Earlier statutes: CPA § 383–b.

Notes to Decisions

1. In general

Where Court of Claims could not determine, from papers before it, what defenses, if any, might be available to State in action for damages for Secretary of State's erroneous certification that no financing statements had been filed with reference to named company, claimant was not entitled to summary judgment on its claim for damages. *Hudleasco, Inc. v State*, 90 Misc. 2d 1057, 396 N.Y.S.2d 1002, 1977 N.Y. Misc. LEXIS 2219 (N.Y. Ct. Cl. 1977), *aff'd*, 63 A.D.2d 1042, 405 N.Y.S.2d 784, 1978 N.Y. App. Div. LEXIS 12139 (N.Y. App. Div. 3d Dep't 1978).

Research References & Practice Aids

Jurisprudences:

57 NY Jur 2d Evidence and Witnesses § 109. .

58 NY Jur 2d Evidence and Witnesses § 497. .

95 NY Jur 2d Secured Transactions § 193. .

95 NY Jur 2d Secured Transactions § 223. .

Law Reviews:

Evidence symposium. 52 Cornell L.Q. 177.

Treatises

Matthew Bender's New York Civil Practice:

Weinstein, Korn & Miller, *New York Civil Practice: CPLR Ch. 4525, Copies of Statements Under Article Nine of the Uniform Commercial Code.*

Matthew Bender's New York CPLR Manual:

CPLR Manual § 7.10. Intervention.

Matthew Bender's New York AnswerGuides:

Matthew Bender's New York Practice Guides:

LexisNexis AnswerGuide New York Civil Litigation § 10.08. Admitting Record Under Exceptions to Admission Requirements.

Warren's Weed New York Real Property:

Warren's Weed: New York Real Property Ch. 50. Evidence and Proof of Facts in Real Property Actions and Proceedings.

Matthew Bender's New York Evidence:

1 Bender's New York Evidence § 118.03. Authentication of Public and Official Documents Dealing with Corporations and Other Organizations.

Matthew Bender's New York Checklists:

Checklist for Introducing Documents and Information into Evidence LexisNexis AnswerGuide New York Civil Litigation § 10.05.

Texts:

3 New York Trial Guide (Matthew Bender) § 40.51.

Hierarchy Notes:

NY CLS CPLR, Art. 45

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