

SUPREME COURT OF THE STATE OF NEW YORK — NEW YORK COUNTY

HAROLD BEELER

PRESENT: _____ **J.S.C.**
Justice

PART 9

Werner Achatz

INDEX NO.

104999/03

MOTION DATE

MOTION SEQ. NO.

004

MOTION CAL. NO.

Glenn Greenwald Management

The following papers, numbered 1 to _____ were read on this motion to/for _____

PAPERS NUMBERED

Notice of Motion/ Order to Show Cause — Affidavits — Exhibits ...

Answering Affidavits — Exhibits _____

Replying Affidavits _____

FILED

Cross-Motion: ☐ Yes ☐ No

NOV - 5 2004

Upon the foregoing papers, It is ordered that this motion

is Granted NEW YORK COUNTY CLERK'S OFFICE

ORDERED that the motion is granted and the above-captioned action is consolidated for the purpose of the trial of this matter in this Court with Board of Managers of Tower 53 v. Werner Achatz and Glenn Greenwald, Index No. 116583/03, under Index No. 104999/03.

ORDERED that the pleadings in the actions hereby consolidated shall stand as the pleadings in the consolidated action; and it is further

ORDERED that upon service on the Clerk of the Court of a copy of this order with notice of entry, the Clerk shall consolidate the papers in the actions hereby consolidated and shall mark his records to reflect the consolidation, and it is further

ORDERED that a copy of this order with notice of entry shall also be served upon the Clerk of the Trial Support Office (Room 158), who is hereby directed to mark the court's records to reflect the consolidation.

A Pre-trial conference is scheduled for November 30, 2004 at 10:30AM.

in pt 9, 71 Thomas Street, Room 304

Dated: October 27, 2004

HAROLD BEELER

J.S.C.

Check one: ☐ FINAL DISPOSITION

☒ NON-FINAL DISPOSITION

Check if appropriate: ☐ DO NOT POST

MOTION/CASE IS RESPECTFULLY REFERRED TO JUSTICE FOR THE FOLLOWING REASON(S):