

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

PRESENT: EMILY JANE GOODMAN

PART 17

Index Number : 114581/2008

**OLIVER, WINSTON**

VS.

**NYC/HUMAN RESOURCES ADMIN.**

SEQUENCE NUMBER : 001

COMPEL OR STAY ARBITRATION

INDEX NO. \_\_\_\_\_

MOTION DATE \_\_\_\_\_

MOTION SEQ. NO. \_\_\_\_\_

MOTION CAL. NO. \_\_\_\_\_

n this motion to/for \_\_\_\_\_

PAPERS NUMBERED

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

Answering Affidavits — Exhibits \_\_\_\_\_

Replying Affidavits \_\_\_\_\_

Cross-Motion:  Yes  No

Upon the foregoing papers, it is ordered that this motion is *moot* as the relief sought is already in progress. That is, Petitioner seeks arbitration in their labor dispute and both their Union and Respondent NYC set forth that arbitration is already scheduled. Therefore, motion and proceeding dismissed as moot. Cross motion granted to the extent set forth herein.

**FILED**

DEC 29 2008

COUNTY CLERK'S OFFICE  
NEW YORK

Dated: 12/22/08

*[Signature]*  
**EMILY JANE GOODMAN** 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):