

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

-----X  
LEON DAVIS, etc

Petitioner,

Index No.

-against-

ARVID ANDERSON, et al.

Respondents-.

-----X  
Postel, J.

Upon the foregoing papers this cross-motion to dismiss this proceeding to review a determination of the Office of Collective Bargaining of the City of New York is granted. The proceeding was not commenced within thirty days after service of the determination as required by §213(a) of the Civil Service Law, made applicable to the determination of the local body herein involved by §212 of the Civil Service Law. (Council of Judicial Conference Employees of Nassau County v. Cooper, 68 Misc 2d 951). The question of when the four-month limitation period generally applicable to Article 78 proceedings began to run is not reached. The main application is denied. Judgment is directed accordingly. Settle judgment.