

COURT NOTICES

AMENDMENT OF RULE

Rules of the Chief Judge

Pursuant to Article VI, § 28(c) of the State Constitution and section 211 of the Judiciary Law, upon consultation with the Administrative Board of the Courts, and with the approval of the Court of Appeals of the State of New York, I hereby amend, effective immediately, section 36.4(e) of the Rules of the Chief Judge, by deleting the bracketed material and adding the underlined material.

(e) Reporting of compensation received by a referee to sell real property.

(1) A referee to sell real property shall make a letter application to the court to authorize payment over [\$750] \$1,100 for a “good cause” adjournment or if there is a rebid or resale.

(2) Upon approval of compensation exceeding [\$750] \$1,100 to a referee to sell real property, the Court shall file a copy of its compensation order with the appropriate fiduciary clerk, who shall generate the required Unified Court System forms and monitor compliance and filing with the Part 36 processing unit. Payment of such compensation may not be made until the plaintiffs in the matter have received a copy of the court’s compensation order.

(3) Exception. The procedure set forth in [this] section 36.4(b)(1) shall not apply to the appointment of a referee to sell real property and a referee to compute whose compensation for such appointments is not anticipated to exceed [\$750] \$1,100.

