#### ADMINISTRATIVE ORDER OF THE CHIEF ADMINISTRATIVE JUDGE OF THE COURTS

Pursuant to the authority vested in me, and in consultation with the Presiding Justices of the Appellate Divisions, upon notice by the Presiding Judge of the Court of Claims, and, as appropriate, in consultation with or with the approval of County Clerks, I hereby establish, continue, or give notice of, programs for the voluntary and mandatory use of electronic means for the filing and service of documents ("e-filing") in the manner authorized pursuant to L. 1999, c. 367, as amended by L. 2009, c. 416, L. 2010, c. 528, L. 2011, c. 543, L. 2012, c. 184, L. 2013, c. 113, L. 2015, c. 237, L. 2017, c. 99 and L. 2018, c. 168, in the counties, courts, and cases in effect as of the date of this Order or upon the effective dates set forth in Appendix A (e-filing matters) attached hereto. Such programs shall be subject to sections 202.5-b, 202.5-bb, 206.5, 206.5-aa, 207.4-a, 207.4-aa, and 208.4-a of the Uniform Rules for the New York State Trial Courts, as well as the rules relating to matrimonial matters in Appendix B. This Order is effective October 17, 2018, and supersedes AO/192/18.

n., L Chief Administrative Judge

Dated: October 12, 2018

AO/294/18

## Appendix A

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Albany	Consensual/Voluntary: • all actions <u>except</u> – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters – actions authorized for mandatory program listed below <u>Mandatory:</u> • tax certiorari (excluding RPTL §730 proceedings)	Broome	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • emergency medical treatment applications • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters • name change applications • consumer credit actions as
Bronx	<u>Consensual/Voluntary:</u> • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304		defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304 • RPTL §730 proceedings <u>Mandatory:</u>
	Mandatory: • all actions <u>except</u> - CPLR Art. 70 proceedings - CPLR Art. 78 proceedings - Election Law proceedings - matrimonial matters - Mental Hygiene Law matters - consumer credit actions as defined in CPLR § 105(f) - residential foreclosures as defined in RPAPL §1304		<ul> <li>all actions except</li> <li>CPLR Art. 70 proceedings</li> <li>CPLR Art. 78 proceedings</li> <li>Election Law proceedings</li> <li>emergency medical treatment applications</li> <li>matrimonial matters</li> <li>Mental Hygiene Law matters</li> <li>name change applications</li> <li>consumer credit actions as defined in CPLR § 105(f)</li> <li>residential foreclosures as defined in RPAPL §1304</li> <li>RPTL §730 proceedings</li> </ul>

Chautauqua	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters	Cortland	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters
	Mandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304		Mandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304
	Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters		Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters
Chenango	<u>Consensual/Voluntary:</u> • all case types (See Appendix B relating to matrimonial filings.) <u>Mandatory:</u> None	Delaware	<u>Consensual/Voluntary:</u> • all case types (See Appendix B relating to matrimonial filings.) <u>Mandatory:</u> None

Dutchess	Consensual/Voluntary:	Erie	Consensual/Voluntary:
Duteness	• CPLR Art. 70 proceedings		• CPLR Art. 70 proceedings
	• CPLR Art. 78 proceedings		• CPLR Art. 78 proceedings
	• matrimonial matters (See		RPTL §730 proceedings
	Appendix B relating to		
	matrimonial filings.)		Mandatory:
			<ul> <li>all actions <u>except</u></li> </ul>
	Mandatory in part (e-filing of		- CPLR Art. 70 proceedings
	commencement documents is		- CPLR Art. 78 proceedings
	mandatory; e-filing of subsequent		- Election Law proceedings
	documents is		- in rem tax foreclosures
	consensual/voluntary):		– matrimonial matters
	•consumer credit actions as		- Mental Hygiene Law matters
	defined in CPLR § 105(f)		- RPTL §730 proceedings
	• residential foreclosures as	· · · · · · · · · · · · · · · · · · ·	
	defined in RPAPL §1304		
	Mandatory:		
	• all actions except		
	- CPLR Art. 70 proceedings		
	- CPLR Art. 78 proceedings		
	- Election Law proceedings		
	– matrimonial matters		
	– Mental Hygiene Law matters		
	montai Hybiono Law matters		

Essex	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters	Franklin	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters
	Mandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): •consumer credit actions as defined in CPLR § 105(f) Mandatory: • all actions except		Mandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304
	<ul> <li>CPLR Art. 70 proceedings</li> <li>CPLR Art. 78 proceedings</li> <li>Election Law proceedings</li> <li>matrimonial matters</li> <li>Mental Hygiene Law matters</li> </ul>		Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters
		Genesee	Consensual/Voluntary: • all actions <u>except</u> – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters

\* For cases commenced prior to October 17, 2018, see AO/243/08, AO/244/08, AO/371/09, AO/395/10, AO/396/10, AO/507/10, AO/376/11, AO/468/11, AO/527/11, AO/529/11, AO/530/11, AO/531/11, AO/235/12, AO/236/12, AO/237/12, AO/238/12, AO/245/12, AO/112/13, AO/173/13, AO/222/13, AO/029/14, AO/64/14, AO/210/14, AO/049/15, AO/058/15, AO/194/15, AO/10/16, AO/79/16, AO/151/16, AO/224/16, AO/24/17, AO/84/17, AO/170A/17, AO/116/18, and AO/192/18; see also, administrative orders of the Court of Claims dated 12/31/02 and 6/3/13 (www.nycourts.gov/efile).

Mandatory: None

Jefferson	Consensual/Voluntary:		Kings	Consensual/Voluntary:
	CPLR Art. 70 proceedings			<ul> <li>all actions <u>except</u></li> </ul>
	CPLR Art. 78 proceedings			- CPLR Art. 70 proceedings
	Election Law proceedings			- Election Law proceedings
	• matrimonial matters (See			- emergency medical treatment
	Appendix B relating to			applications
	matrimonial filings.)	1		– matrimonial matters
	Mental Hygiene Law matters			– Mental Hygiene Law matters
				<ul> <li>– name change applications</li> </ul>
	Mandatory in part (e-filing of			- sale or finance of religious/not
	commencement documents is			for profit property
	mandatory; e-filing of subsequent			- actions authorized for
	documents is			mandatory program listed below
	consensual/voluntary):			
	• consumer credit actions as			Mandatory:
	defined in CPLR § 105(f)			<ul> <li>Commercial Division matters</li> </ul>
	• residential foreclosures as			(commercial cases as defined in
	defined in RPAPL §1304			22 NYCRR §202.70(a), (b), and
	, i i i i i i i i i i i i i i i i i i i			(c))
	Mandatory:			• tort
	• all actions except			
	- CPLR Art. 70 proceedings			
	- CPLR Art. 78 proceedings			
	- Election Law proceedings			
	– matrimonial matters			
	– Mental Hygiene Law matters			

Lewis	Consensual/Voluntary:• CPLR Art. 70 proceedings• CPLR Art. 78 proceedings• CPLR Art. 78 proceedings• Election Law proceedings• matrimonial matters (See Appendix B relating to matrimonial filings.)• Mental Hygiene Law mattersMandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary):• consumer credit actions as defined in CPLR § 105(f)• residential foreclosures as defined in RPAPL §1304	Livingston	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters <u>Mandatory in part</u> (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304
	Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters		Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters
		Madison	Consensual/Voluntary: • all case types (See Appendix B relating to matrimonial filings.)

\* For cases commenced prior to October 17, 2018, see AO/243/08, AO/244/08, AO/371/09, AO/395/10, AO/396/10, AO/507/10, AO/376/11, AO/468/11, AO/527/11, AO/529/11, AO/530/11, AO/531/11, AO/235/12, AO/236/12, AO/237/12, AO/238/12, AO/245/12, AO/112/13, AO/173/13, AO/222/13, AO/029/14, AO/64/14, AO/210/14, AO/049/15, AO/058/15, AO/194/15, AO/10/16, AO/79/16, AO/151/16, AO/224/16, AO/24/17, AO/84/17, AO/170A/17, AO/116/18, and AO/192/18; see also, administrative orders of the Court of Claims dated 12/31/02 and 6/3/13 (www.nycourts.gov/efile).

Mandatory: None

Monroe	Consensual/Voluntary:	Nassau	Consensual/Voluntary:
	CPLR Art. 70 proceedings		CPLR Art. 78 proceedings
	CPLR Art. 78 proceedings		• consumer credit actions as
	Election Law proceedings		defined in CPLR § 105(f)
	matrimonial matters (See		• residential foreclosures as
	Appendix B relating to		defined in RPAPL §1304
	matrimonial filings.)		matrimonial matters (See
	Mental Hygiene Law matters		Appendix B relating to
	,		matrimonial filings.)
	Mandatory in part (e-filing of		
	commencement documents is		Mandatory:
	mandatory; e-filing of subsequent		• all actions <u>except</u>
	documents is		- CPLR Art. 70 proceedings
	consensual/voluntary):		- CPLR Art. 78 proceedings
	• consumer credit actions as		- Election Law proceedings
	defined in CPLR § 105(f)		– matrimonial matters
	• residential foreclosures as		- Mental Hygiene Law matters
	defined in RPAPL §1304		- consumer credit actions as
			defined in CPLR § 105(f)
	Mandatory:		– residential foreclosures as
	• all actions <u>except</u>		defined in RPAPL §1304
	- CPLR Art. 70 proceedings		defined in KLAFE 91504
		New York	Consensual/Voluntary:
	- CPLR Art. 78 proceedings		•CPLR Art. 70 proceedings
	- Election Law proceedings		•CPLR Art. 78 proceedings
	- matrimonial matters		• contested matrimonial matters
	– Mental Hygiene Law matters		(See Appendix B relating to
			matrimonial filings.)
			matimoniai mings.)
			Mandatory:
			• all actions <u>except</u>
			- CPLR Art. 70 proceedings
			- CPLR Art. 70 proceedings
			<ul> <li>Election Law proceedings</li> <li>matrimonial matters</li> </ul>
			– Mental Hygiene Law matters

		Oneida	Consensual/Voluntary:
Niagara	Consensual/Voluntary:		- consumer credit actions as
•	CPLR Art. 70 proceedings		defined in CPLR § 105(f)
	• CPLR Art. 78 proceedings		- residential foreclosures as
	• in rem tax foreclosures		defined in RPAPL §1304
	RPTL §730 proceedings		
	• consumer credit actions as		Mandatory:
	defined in CPLR § 105(f)		• all actions except
	• residential foreclosures as		- CPLR Art. 70 proceedings
	defined in RPAPL §1304		- CPLR Art. 78 proceedings
			- Election Law proceedings
	Mandatory:		- emergency medical treatment
	• all actions except		applications
	- CPLR Art. 70 proceedings		– matrimonial matters
	- CPLR Art. 78 proceedings		- Mental Hygiene Law matters
	- Election Law proceedings		- name change applications
	– matrimonial matters		- RPTL §730 proceedings
	- Mental Hygiene Law matters		- consumer credit actions as
	- in rem tax foreclosures		defined in CPLR § 105(f)
	– RPTL §730 proceedings		– residential foreclosures as
	- consumer credit actions as		defined in RPAPL §1304
	defined in CPLR § 105(f)	L	
	- residential foreclosures as		
	defined in RPAPL §1304		

<sup>\*</sup> For cases commenced prior to October 17, 2018, see AO/243/08, AO/244/08, AO/371/09, AO/395/10, AO/396/10, AO/507/10, AO/376/11, AO/468/11, AO/527/11, AO/529/11, AO/530/11, AO/531/11, AO/235/12, AO/236/12, AO/237/12, AO/238/12, AO/245/12, AO/112/13, AO/173/13, AO/222/13, AO/029/14, AO/64/14, AO/210/14, AO/049/15, AO/058/15, AO/194/15, AO/10/16, AO/79/16, AO/151/16, AO/224/16, AO/24/17, AO/84/17, AO/170A/17, AO/116/18, and AO/192/18; see also, administrative orders of the Court of Claims dated 12/31/02 and 6/3/13 (www.nycourts.gov/efile).

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Onondaga	Consensual/Voluntary:	Ontario	<b>Consensual/Voluntary:</b>
	CPLR Art. 70 proceedings		<ul> <li>CPLR Art. 70 proceedings</li> </ul>
	CPLR Art. 78 proceedings		CPLR Art. 78 proceedings
	Election Law proceedings		<ul> <li>Election Law proceedings</li> </ul>
	<ul> <li>emergency medical treatment</li> </ul>		<ul> <li>matrimonial matters (See</li> </ul>
	applications		Appendix B relating to
	<ul> <li>foreclosure actions addressing</li> </ul>		matrimonial filings.)
	real property and mechanics liens		• Mental Hygiene Law matters
	• matrimonial matters (See		• consumer credit actions as
	Appendix B relating to		defined in CPLR § 105(f)
	matrimonial filings.)		• residential foreclosures as
	Mental Hygiene Law matters		defined in RPAPL §1304
	name change applications		
	RPTL § 730 proceedings		Mandatory:
			• all actions except
	Mandatory:		- CPLR Art. 70 proceedings
	• all actions <u>except</u>		- CPLR Art. 78 proceedings
	- CPLR Art. 70 proceedings		- Election Law proceedings
	- CPLR Art. 78 proceedings		- matrimonial matters
	- Election Law proceedings		- Mental Hygiene Law matters
	- emergency medical treatment		- consumer credit actions as
	applications		defined in CPLR § 105(f)
	- foreclosure actions addressing		- residential foreclosures as
	real property and mechanics liens		defined in RPAPL §1304
	– matrimonial matters	· · · · · · · · · · · · · · · · · · ·	
	- Mental Hygiene Law matters		
	– name change applications		

- RPTL §730 proceedings

Orange	Consensual/Voluntary:	Oswego	Consensual/Voluntary:
	CPLR Art. 78 proceedings	-	CPLR Art. 70 proceedings
	<ul> <li>matrimonial matters (See</li> </ul>		• CPLR Art. 78 proceedings
	Appendix B relating to		<ul> <li>Election Law proceedings</li> </ul>
	matrimonial filings.)		• in rem tax foreclosures
			• matrimonial matters (See
	Mandatory in part (e-filing of		Appendix B relating to
	commencement documents is		matrimonial filings.)
	mandatory; e-filing of subsequent		Mental Hygiene Law matters
	documents is		
	consensual/voluntary		Mandatory in part (e-filing of
	• consumer credit actions as		commencement documents is
	defined in CPLR § 105(f)		mandatory; e-filing of subsequent
	<ul> <li>residential foreclosures as</li> </ul>		documents is
	defined in RPAPL §1304		consensual/voluntary):
			<ul> <li>consumer credit actions as</li> </ul>
	Mandatory:		defined in CPLR § 105(f)
	• all actions except		• residential foreclosures as
	- CPLR Art. 70 proceedings		defined in RPAPL § 1304
	- CPLR Art. 78 proceedings		-
	- Election Law proceedings		Mandatory:
	- matrimonial matters		• all actions except
	– Mental Hygiene Law matters		- CPLR Art. 70 proceedings
	1		- CPLR Art. 78 proceedings
			- Election Law proceedings
			- in rem tax foreclosures
			– matrimonial matters
			– Mental Hygiene Law matters

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Otsego	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters <u>Mandatory in part</u> (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304 <u>Mandatory:</u> • all actions <u>except</u> – CPLR Art. 70 proceedings		Putnam	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters <u>Mandatory in part</u> (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304 <u>Mandatory:</u> • all actions <u>except</u> - CPLR Art. 70 proceedings
	<ul> <li>CPLR Art. 78 proceedings</li> <li>Election Law proceedings</li> <li>matrimonial matters</li> <li>Mental Hygiene Law matters</li> </ul>			<ul> <li>– CPLR Art. 78 proceedings</li> <li>– Election Law proceedings</li> <li>– matrimonial matters</li> <li>– Mental Hygiene Law matters</li> </ul>

Queens	Consensual/Voluntary: • tax certiorari (including RPTL §730 proceedings) • workers' compensation applications for judgment Mandatory: • commercial • foreclosure actions (including commercial foreclosures) addressing real property and mechanics liens • tort (including medical, dental, and podiatric malpractice actions)	Rockland	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • matrimonial matters (See AO/366/13 and Appendix B relating to matrimonial filings.) Mandatory: • all actions <u>except</u> - CPLR Art. 70 proceedings - CPLR Art. 78 proceedings - Election Law proceedings - matrimonial matters - Mental Hygiene Law matters
Richmond	Consensual/Voluntary: • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304		
	Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters – applications to extend mechanics liens – consumer credit actions as defined in CPLR § 105(f) – residential foreclosures as defined in RPAPL §1304		

St. Lawrence	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to	Steuben	<u>Consensual/Voluntary:</u> • all case types (See Appendix B relating to matrimonial filings.) Mandatory: None
	<ul> <li>matrimonial filings.)</li> <li>Mental Hygiene Law matters</li> <li>Mandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary):</li> <li>consumer credit actions as defined in CPLR § 105(f)</li> <li>residential foreclosures as defined in RPAPL §1304</li> <li>Mandatory: <ul> <li>all actions except</li> <li>CPLR Art. 70 proceedings</li> <li>CPLR Art. 78 proceedings</li> <li>Election Law proceedings</li> <li>matrimonial matters</li> </ul> </li> </ul>	Suffolk	Consensual/Voluntary: See consumer credit actions below         Mandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary):         • consumer credit actions as defined in CPLR § 105(f)         Mandatory:         • all actions except         - CPLR Art. 70 proceedings         - civil forfeiture actions         - civil forfeiture actions         - Election Law proceedings         - emergency medical treatment
Seneca	<ul> <li>Mental Hygiene Law matters</li> <li><u>Consensual/Voluntary:</u> <ul> <li>all case types</li> <li>(See Appendix B relating to matrimonial filings.)</li> </ul> </li> <li><u>Mandatory:</u> None</li> </ul>		applications – matrimonial matters – Mental Hygiene Law matters – name change applications

Tioga	Consensual/Voluntary: • all case types (See Appendix B relating to matrimonial filings.) Mandatory: None	Warren	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mantal Husiana Law mattern
Tompkins	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters <u>Mandatory in part</u> (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304		<ul> <li>Mental Hygiene Law matters</li> <li>Mandatory in part (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary):</li> <li>consumer credit actions as defined in CPLR § 105(f)</li> <li>residential foreclosures as defined in RPAPL §1304</li> <li>Mandatory: <ul> <li>all actions except</li> <li>CPLR Art. 70 proceedings</li> <li>CPLR Art. 78 proceedings</li> <li>Election Law proceedings</li> <li>matrimonial matters</li> <li>Mental Hygiene Law matters</li> </ul> </li> </ul>
	Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters		

Washington	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • Election Law proceedings • matrimonial matters (See Appendix B relating to matrimonial filings.) • Mental Hygiene Law matters <u>Mandatory in part</u> (e-filing of commencement documents is mandatory; e-filing of subsequent documents is consensual/voluntary): • consumer credit actions as defined in CPLR § 105(f) • residential foreclosures as defined in RPAPL §1304 <u>Mandatory:</u> • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters	Westchester	Consensual/Voluntary: • CPLR Art. 70 proceedings • CPLR Art. 78 proceedings • matrimonial matters (See AO/139/13 and Appendix B relating to matrimonial filings. • name change applications Mandatory: • all actions <u>except</u> – CPLR Art. 70 proceedings – CPLR Art. 78 proceedings – Election Law proceedings – matrimonial matters – Mental Hygiene Law matters – name change applications
Wayne	Consensual/Voluntary: • all case types (See Appendix B relating to matrimonial filings.)		
	Mandatory: None		

SURROGATE'S COURT

# Broome<br/>CortlandConsensual/Voluntary:<br/>• probate and administration<br/>proceedingsOrange<br/>Queens<br/>Tompkins• miscellaneous proceedings<br/>• miscellaneous proceedings<br/>• such other types of proceedings<br/>as the court may permitMandatory: None

#### SURROGATE'S COURT

Albany	<u>Consensual/Voluntary:</u>
Allegany	<ul> <li>such types of proceedings as</li> </ul>
Cattaraugus	the court may permit
Cayuga	-
Chautauqua	Mandatory:
Dutchess	<ul> <li>probate and administration</li> </ul>
Erie	proceedings
Franklin	<ul> <li>miscellaneous proceedings</li> </ul>
Fulton	relating thereto
Genesee	
Jefferson	
Livingston	
Monroe	
Montgomery	
Niagara	
Oneida	
Onondaga	
Ontario	
Orleans	
Oswego	
Saratoga	
Schenectady	
Seneca	
Steuben	
Suffolk	
Ulster	
Warren	
Washington	
Wayne	
Westchester	
Wyoming	
Yates	

### APPENDIX A E-FILING MATTERS

(Commenced on or after October 17, 2018)

#### **COURT OF CLAIMS**

Albany District (Albany, Clinton, Columbia, Essex, Franklin, Greene, Rensselaer, Saratoga, Schenectady, Ulster, Warren, Washington)	<u>Consensual/Voluntary:</u> • claims for personal injury or property damage <u>Mandatory:</u> None
New York District	Consensual/Voluntary:
(Bronx, Kings,	• claims for personal
Nassau, New York,	injury or property
Queens, Richmond,	damage
Suffolk)	Mandatory: None

#### **CIVIL COURT**

New York City	Consensual/Voluntary: • actions brought by a provider of health services specified in Insurance Law §5102(a)(1) against an insurer for failure to comply with rules and regulations promulgated by the Superintendent pursuant to Insurance Law §5108(b) • actions removed from New York County Supreme Court pursuant to CPLR § 325(d) (See AO/292/17.) Mandatory: None
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Appendix B

#### APPENDIX B

#### Rules Governing the Consensual Electronic Filing of Matrimonial Actions in Supreme Court

#### (a) Application

(1) On consent, documents may be filed and served by electronic means in matrimonial actions in the Supreme Court of authorized counties subject to the conditions set forth below. Except as otherwise required by this order/appendix, the provisions of 22 NYCRR § 202.5-b shall apply.

(2) For purposes of this order/appendix:

 "Matrimonial actions" shall mean those actions set forth in CPLR § 105(p) and DRL § 236 wherein:

(A) the action is contested, and addresses issues including, but not limited to, alimony, counsel fees, pendente lite, maintenance, custody and visitation, child support or the equitable distribution of property; or

(B) the action is uncontested; or

(C) the action is a post-judgment application that either (1) addresses an underlying matrimonial action that was commenced electronically, or (2) is electronically initiated with the purchase of a new index number.

(ii) A "party" or "parties" shall mean the party or parties to the action or counsel thereto (as set forth in 22 NYCRR § 202.5-b(a)(2)(viii)) and the attorney(s) for the minor child(ren).

(3) No paper or document filed by electronic means in a matrimonial action shall be available for public inspection on-line or at any computer terminal in the courthouse or the office of the County Clerk.

(4) Nothing in this section shall be construed to abrogate existing personal service requirements as set forth in the domestic relations law, family court act or civil practice law and rules.

(5) Unless otherwise directed by the court, forensic evaluation reports in custody, visitation and other matters concerning children shall not be filed electronically.

(6) Service of the initiating documents in post-judgment applications subject to consensual e-filing must be effectuated in hard copy and accompanied by a notice regarding availability of electronic filing in post-judgment matrimonial proceedings on a form to be approved by the Chief Administrator. Proof of hard copy service shall be filed by electronic means.