

PART 06

L.W.

D.H.

Case Disposed	<input type="checkbox"/>
Settle Order	<input type="checkbox"/>
Schedule Appearance	<input type="checkbox"/>

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

CASTRO, YANIZA

Index No. 0023683/2005

-against-

Hon. [REDACTED]

ANDREWS PLAZA HOUSING

EDGAR G. WALKER, J.S.C. Justice.

The following papers numbered 1 to \_\_\_\_\_ Read on this motion, ANNUL, SETASIDE & VAC  
Noticed on August 13, 2009 and duly submitted as No. \_\_\_\_\_ on the Motion Calendar of \_\_\_\_\_

	PAPERS NUMBERED	
Notice of Motion, Order to Show Cause - Exhibits and Affidavits Anhexed		
Answering Affidavit and Exhibits		
Replying Affidavit and Exhibits		
_____ Affidavits and Exhibits		
Pleadings - Exhibit		
Stipulation(s) - Referee's Report - Minutes		
Filed Papers		
Memoranda of Law		

RECEIVED  
BRONX COUNTY CLERK'S OFFICE  
FEB 19 2010  
PAID  NO FEE

Upon the foregoing papers this

Defendant's motion seeking to set aside the jury's award for past and future pain and suffering, pursuant to CPLR 4404(a), as contrary to the weight of the evidence and excessive, is granted and a new trial is ordered on the question of plaintiff's past and future pain and suffering unless the parties file a stipulation providing for two hundred fifty thousand dollars for past pain and suffering and two hundred thousand dollars for future pain and suffering, within forty five days of service of a copy of this order with notice of entry.

Motion is Respectfully Referred to:  
Justice: Edgar G. Walker  
Dated: 2/19/10

Dated: 2/19/10

Hon. [Signature]  
EDGAR G. WALKER, J.S.C.