

SUPREME COURT

REQUEST FOR JUDICIAL INTERVENTION

N.Y.S. SUPREME COURT, PART 13  
NEW YORK COUNTY  
EX PARTE INTERVENTION PART

New York COUNTY

INDEX NO. 10-110892

DATE PURCHASED: 8/16/2010

For Clerk Only
IAS entry date
Judge Assigned
RJI Date

PLAINTIFF(S): Carla Franklin

012419

DEFENDANT(S): Google, Inc. and YouTube, LLC

FEE PAID  
AUG 16 2010

NEW YORK COUNTY CLERK'S OFFICE

Date issue joined: \_\_\_\_\_ Bill of particulars served (Y/N): [ ] Yes [ ] No

**NATURE OF JUDICIAL INTERVENTION** (check ONE box only **AND** enter information)

- Request for preliminary conference
- Note of issue and/or certificate of readiness
- Notice of motion (return date: \_\_\_\_\_) Relief sought \_\_\_\_\_
- Order to show cause (clerk enter return date: \_\_\_\_\_) Relief sought pre-action disclosure
- Other ex parte application (specify: \_\_\_\_\_)
- Notice of petition (return date: \_\_\_\_\_) Relief sought \_\_\_\_\_
- Notice of medical or dental malpractice action (specify: \_\_\_\_\_)
- Statement of net worth
- Writ of habeas corpus
- Other (specify: \_\_\_\_\_)

**NATURE OF ACTION OR PROCEEDING** (Check ONE box only)

**MATRIMONIAL**

- Contested -CM
- Uncontested -UM

**COMMERCIAL**

- Contract -CONT
- Corporate -CORP
- Insurance (where insurer is a party, except arbitration) -INS
- UCC (including sales, negotiable instruments) -UCC
- \*Other Commercial -OC

**REAL PROPERTY**

- Tax Certiorari -TAX
- Foreclosure -FOR
- Condemnation -COND
- Landlord/Tenant -LT
- \*Other Real Property -ORP

**OTHER MATTERS**

- \* -OTH

**TORTS**

- Malpractice
- Medical/Podiatric -MM
- Dental -DM
- \*Other Professional \* -OPM
- Motor Vehicle -MV
- \*Products Liability -PL
- Environmental -EN
- Asbestos -ASB
- Breast Implant -BI
- \*Other Negligence -OTN
- \*Other Tort (including intentional) -OT

**SPECIAL PROCEEDINGS**

- Art. 75 (Arbitration) -ART75
- Art. 77 (Trusts) -ART77
- Art. 78 -ART78
- Election Law -ELEC
- Guardianship (MHL Art. 81) -GUARD81
- \*Other Mental Hygiene -MHYG

- \*Other Special Proceeding -OSP

pre-action disclosure  
CPLR § 3102 (e)

\* If asterisk used, please specify.

**Check "YES" or "NO" for each of the following questions:**

Is this action/proceeding against a

YES NO  
  Municipality:  
 (Specify \_\_\_\_\_)

YES NO  
  Public Authority:  
 (Specify \_\_\_\_\_)

YES NO  
  Does this action/proceeding seek equitable relief?  
  Does this action/proceeding seek recovery for personal injury?  
  Does this action/proceeding seek recovery for property damage?

**Pre-Note Time Frames:**

(This applies to all cases except contested matrimonial and tax certiorari cases)

Estimated time period for case to be ready for trial (from filing of RJI to filing of Note of Issue)

Expedited: 0-8 months       Standard: 9-12 months       Complex: 13-15 months

**Contested Matrimonial Cases Only:** (Check and give date)

Has summons been served?       No       Yes, Date \_\_\_\_\_  
 Was a Notice of No Necessity filed?       No       Yes, Date \_\_\_\_\_

**ATTORNEY(S) FOR PLAINTIFF(S):**

<u>Self Rep. *</u>	<u>Name</u>	<u>Address</u>	<u>Phone #</u>
<input type="checkbox"/>	David M. Fish	3 Park Avenue, 28fl. New York, NY 10016	212-869-1040
<input type="checkbox"/>			

**ATTORNEY(S) FOR DEFENDANT(S):**

<u>Self Rep. *</u>	<u>Name</u>	<u>Address</u>	<u>Phone #</u>
<input type="checkbox"/>			
<input type="checkbox"/>			

\*Self Represented: parties representing themselves, without an attorney, should check the "Self" box and enter their name, address, and phone # in the space provided above for attorneys.

**INSURANCE CARRIERS:**

**RELATED CASES: (IF NONE, write "NONE" below)**

<u>Title</u>	<u>Index #</u>	<u>Court</u>	<u>Nature of Relationship</u>
none			

I AFFIRM UNDER PENALTY OF PERJURY THAT, TO MY KNOWLEDGE, OTHER THAN AS NOTED ABOVE, THERE AND HAVE BEEN NO RELATED ACTIONS OR PROCEEDINGS, NOR HAS A REQUEST FOR JUDICIAL INTERVENTION PREVIOUSLY BEEN FILED IN THIS ACTION OR PROCEEDING.

Dated: Aug. 16, 2010

David Fish  
 (SIGNATURE)  
David Fish  
 (PRINT OR TYPE NAME)  
Petitioner  
 ATTORNEY FOR

ATTACH RIDER SHEET IF NECESSARY TO PROVIDE REQUIRED INFORMATION