

6360

2009-2010 Regular Sessions

I N   S E N A T E

December 28, 2009

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Introduced by Sen. SCHNEIDERMAN -- read twice and ordered printed, and  
when printed to be committed to the Committee on Rules

AN ACT to amend the civil practice law and rules, in relation to attach-  
ments

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEM-  
BLY, DO ENACT AS FOLLOWS:

1     Section 1. The civil practice law and rules is amended by adding a new  
2     section 6205 to read as follows:  
3     S 6205. POST JUDGMENT ORDER OF ATTACHMENT IN CERTAIN CASES. A POST  
4     JUDGMENT ORDER OF ATTACHMENT MAY BE GRANTED WITHOUT NOTICE IN ANY ACTION  
5     WHERE A PARTY HAS BEEN AWARDED A MONEY JUDGMENT AGAINST A FOREIGN STATE,  
6     AS DEFINED IN 28 UNITED STATES CODE SECTION 1603, WITH RESPECT TO  
7     SPECIFIC IDENTIFIABLE PROPERTY OF, OR DEBT OWED TO, THE FOREIGN STATE  
8     UPON A SHOWING BY THE PARTY THAT A REASONABLE BASIS EXISTS FOR DELAYING  
9     THE ISSUANCE OF EXECUTION WITH RESPECT TO SUCH PROPERTY OR DEBT.  
10    S 2. This act shall take effect immediately.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets  
[ ] is old law to be omitted.

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