S T A T E O F N E W Y O R K

9953--A

I N A S S E M B L Y

April 26, 2012

Introduced by M. of A. SIMOTAS -- Multi-Sponsored by -- M. of A. BRAUNSTEIN, JAFFEE, LINARES, MENG, REILLY, P. RIVERA, ROSENTHAL, SCHIMEL, WEPRIN -- read once and referred to the Committee on Judiciary -- committee discharged, bill amended, ordered reprinted as amended and recommitted to said committee

AN ACT to amend the civil practice law and rules, in relation to the effect of the entry of judgment on certain rights attendant to a cause of action

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

Section 1. The civil practice law and rules is amended by adding a new section 5011-a to read as follows:

S 5011-A. MERGER DOCTRINE CLARIFIED. NO RIGHT, BENEFIT OR ADVANTAGE THAT ATTENDS A CAUSE OF ACTION SHALL BE LOST WHEN THE CAUSE OF ACTION IS SUCCESSFULLY REDUCED TO A JUDGMENT, BUT SHALL BE DEEMED TO APPEND TO THE JUDGMENT AS WELL.

S 2. This act shall take effect immediately and shall apply to all judgments that are rendered after such effective date or that are unsatisfied as of such date.

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

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