State of New York
Court of Appeals

Stuart M. Cohen
Clerk of the Court

Clerk's Office
Albany, New York 12207

NOTICE TO THE BAR

Amicus Curiae Participation

On May 12, 2009 the Court of Appeals granted leave to appeal in Portfolio Recovery Associates, LLC v Jared King, a collection action to recover a credit card balance, which raises, among other issues, whether New York's "borrowing statue," CPLR 202, applies and, if so, whether the action is untimely under the three-year Delaware statue of limitations (where the bank that issued the credit card was incorporated). The Appellate Division decision appears at 55 AD3d 1074, 866 NYS2d 395.

The Court invites amicus curiae participation from those qualified and interested.

Amicus motions must comply with section 500.23 of the Rules of the Court of Appeals. The text of the Rule is available on the Court's internet web site at:

http://www.courts.state.ny.us/ctapps/500rules08.htm.

Questions may be directed by telephone to the Clerk's Office at (518) 455-7705.

May 12, 2009

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