



JEFFERSON Co. BUSINESS COURT DOCKET PILOT PROJECT

**MOTION FOR REASSIGNMENT
TO BUSINESS COURT DOCKET**

Case No. _____

Court _____

County Jefferson

Division _____

PLAINTIFF(S)

VS.

DEFENDANT(S)

Pursuant to the Business Court Docket Rules of Practice (BCR), Defendant respectfully requests reassignment of the above-styled case to the Business Court Docket. In support of this Motion, Defendant states:

1. Pursuant to BCR 2.1, the above-styled case is a civil case as defined in BCR 1.f., with proper venue in Jefferson Circuit Court.

2. (Check only one)

Reassignment pursuant to BCR 3.2b. Plaintiff failed to identify the above-styled case as appropriate for assignment to the Business Court Docket. Defendant believes that such assignment is appropriate, and has attempted to reach an agreement with Plaintiff regarding reassignment of the above-styled case to the Business Court Docket. However, an agreement regarding reassignment has not been reached.

OR

Reassignment pursuant to BCR 3.3b. A counterclaim was filed bringing the above-styled case within the jurisdiction of the Business Court Docket. Counterclaimant has attempted to reach an agreement with Plaintiff regarding reassignment of the above-styled case to the Business Court Docket. However, an agreement regarding reassignment has not been reached.

3. The above-styled case falls within the jurisdiction of the Business Court Docket for the reason(s) indicated below and none of the exceptions set out in BCR 2.2 applies.

The above-styled case is eligible for the Business Court Docket, as follows: (check all that apply)

- Breach of contract claims involving a Business Entity, other than (1) contract disputes involving claims by a Consumer against a Business Entity which are not asserted as part of a Complex Consumer Class Action; and (2) contract disputes involving claims by a Business Entity to collect an account from a Consumer;
- Business tort claims against a Business Entity, Affiliated Person or employee or agent including but not limited to, interference with contract or prospective business relationships, fraud, misrepresentation, false advertising, antitrust, unfair competition, unfair trade practices, trade libel or disparagement;
- Business Class Actions not brought by Consumers, with the exception that Complex Consumer Class Actions are eligible;
- The formation, governance, internal affairs, operations, control, dissolution or liquidation of a Business Entity;
- The rights, obligations, liability or indemnity by, between or among one or more Affiliated Persons of a Business Entity;
- Claims of breach of fiduciary duty or statutory violations relating to a Business Entity or an Affiliated Person arising out of business transactions or relationships;
- The valuation, offering, solicitation, sale, purchase, transfer, hypothecation or possession of a Business Interest;
- The provisions of KRS Chapters 14A, 271B, 272, 272A, 273, 273A, 274, 275, 279, 292, 362, 362.1, 362.2, 365 and those pertaining to any statutory or business trusts under KRS Chapters 386 or 386A;

- Intellectual property, trade secret (including under the Uniform Trade Secret Act), nondisclosure, confidentiality, non-competition and non-solicitation disputes;
 - Transactions governed by the Uniform Commercial Code, except Consumer transactions;
 - Franchise, distribution, agency or dealer disputes;
 - The purchase or sale of all or part of a Business Entity, whether by merger, acquisition of assets or ownership interests therein, or otherwise;
 - Insurance, indemnity, surety and guaranty contracts and bonds, insuring Business Entities and their Affiliated Persons and employees against liability, loss and damage, including coverage disputes, but not including suits in which the Gravamen of the suit is a Personal Injury Dispute, a claim for wrongful death, or property damage for non-business property owned or possessed by a natural person;
 - Commercial real estate, except where the Gravamen is a Personal Injury Dispute, wrongful death or property damage for non-business property owned or possessed by a natural person;
 - Environmental disputes arising from a breach of a contractual or legal obligation or indemnity between Business Entities;
 - The provision of professional services to a Business Entity or the provision of professional services regarding the valuation, offering, solicitation, sale, purchase, transfer or possession of a Business Interest;
 - Claims involving a Business Entity or Business Interest not included above, or excluded under BCR 2.2, that otherwise should be considered eligible for assignment to the Business Court Docket, in the discretion of the Business Court.
4. In support of this request for reassignment to the Business Court Docket, Defendant states as follows: *(Attach additional sheets if needed, but no more than five pages.)*

WHEREFORE, Defendant requests reassignment of the above-styled case to the Business Court Docket.

_____, 2_____
Date

Signature of Defendant / Attorney for Defendant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of this **Motion for Reassignment to Business Court Docket** was served by mail, postage prepaid, or hand-delivery, or electronic means, in accordance with Kentucky Rule of Civil Procedure (CR) 5.02, on _____ at _____
(Name) (Address)
this the _____ day of _____, 2_____.

_____, 2_____
Date

Signature of Defendant / Attorney for Defendant