

Legal Alert: Housing Court Update—DRP-223 Issued

July 5, 2022

On June 30, 2022, the Administrative Judge of the Civil Court of the City of New York, Carolyn Walker-Diallo, issued DRP-223, which rescinds DRP-217, 221 & 222, and immediately applies to current housing court proceedings as follows:

A. Eviction Cases Commenced Prior to January 15, 2022

- Where a respondent is unrepresented by counsel, no judgment or warrant will be issued on default without a motion by petitioner for such relief (i.e., landlords must continue to submit the “DRP 222 motions” that they have been submitting throughout most of the pandemic to obtain a default judgment).
- A DRP 222 motion is not needed if respondent(s) is represented by counsel.

B. Eviction Cases Commenced After January 15, 2022

- Commencing immediately, no motion is needed to obtain a default judgment against a non-appearing respondent on these cases.
- Accordingly, our office will resume its pre-pandemic procedure and clients will now be receiving the “Warrant Optional List” instead of the “Motion Optional List”.

This is, of course, good news for landlords since it limits the number of motions the court requires on newer (and future) eviction cases before a warrant can be obtained. We will continue to keep you apprised of any new housing court developments as they arise.