

New York State Unified Courts System Public Access Law Libraries Lis Pendens and Notice of Pendency

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This handout describes legal research materials available on-line and in print in New York Court Public Access Law Libraries.

The information provided should be considered a starting point in your research and should not be interpreted as a comprehensive review of the subject or issue in question

Statutes and Court Rules

- Special Note: Westlaw's Practice Commentaries serve as legal essays and should be the starting point for research.
- New York State Statutes Indexes should be checked under the entry **Lis Pendens**
- CPLR, Art 60 Provisional Remedies Generally
- CPLR, Art 65 Notice of Pendency
- Real Property Actions and Proceedings Law, Art 19 Discharge or Extinguishment of Encumbrances, Claims and Interests
- NY City Civil Court Act § 209 Provisional Remedies
- NY City Civil Court Act, Art 8 Provisional Remedies
- Uniform District Court Act § 209 Provisional Remedies
- Uniform District Court Act, Art 8 Provisional Remedies
- 22 NYCRR § 202.12-a Residential Mortgage Foreclosure Actions; Settlement Conference
- Check local court rules for treatment of Notice of Pendency filings.

Pattern Jury Instructions

Look under Index entry **Lis Pendens** for treatment under the topics of **Abuse of process**, **Attorney malpractice**, **injurious falsehood**, and malicious prosecution, underlying civil litigation.

Secondary Sources

E-books

- 2 Bergman on New York Mortgage Foreclosures, ch 15 Notice of Pendency in the Foreclosure Case
- 8 Warren's Weed New York Real Property, Ch 89 Lis Pendens (Notice of Pendency)
- 13 Weinstein, Korn and Miller, New York Practice Guide: CPLR, Art 65

LexisAdvance

- 2 Bergman on New York Mortgage Foreclosures, Ch 15 Notice of Pendency in the Foreclosure Case
- New York Jurisprudence, Lis Pendens
- 8 Warren's Weed New York Real Property, Ch 89 Lis Pendens (Notice of Pendency)
- 13 Weinstein, Korn and Miller, New York Practice Guide: CPLR, Art 65

Westlaw

- Carmody-Wait 2d Ch 87 Notice of Pendency of Action
- New York Jurisprudence, Lis Pendens
- New York Practice Series, Commercial Litigation in New York State Courts, Ch 18 Provisional Remedies
- New York Practice Series, Enforcing Judgments and Collecting Debts, Ch 4 Provisional Remedies
- Siegel's NY Practice, Ch 12 Provisional Remedies

Westlaw Practical Law

- Provisional Remedies in New York: Notice of Pendency

Important Disclosures:

Legal Advice

NY State Court System staff are pleased to provide you with basic legal information of relevance to New York State courts, caselaw, statutory and regulatory materials from standard legal reference sources. Our court employees, however, may not provide legal advice, interpret the law or assist with the processing of specific motions or cases.

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