

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
YOEL WEISSHAUS, :  
: :  
Plaintiff, :  
: :  
-against- :  
: :  
PORT AUTHORITY OF NY AND NJ, :  
*et al.*, :  
: :  
Defendants. :  
-----X

**ORDER**

11 Civ. 6616 (LAP)

LORETTA A. PRESKA, Chief United States District Judge:

By Mandate issued January 15, 2013, the Court of Appeals for the Second Circuit vacated this Court’s judgment *sua sponte* dismissing the complaint and remanded the matter for the Court to consider “the adequacy of Plaintiff’s pleading with respect to a dormant Commerce Clause claim.” *See* 11-4934 (2d Cir. Jan. 13, 2013). The Court of Appeals suggested staying the matter pending a decision in *Automobile Club of New York, Inc. v. Port Authority of New York and New Jersey*, 11 Civ. 6746 (S.D.N.Y. filed Sept. 27, 2011).

The Clerk of Court is directed to reopen this matter and to reassign it to another district judge in accordance with Rule 11 of the Rules for the Division of Business Among District Judges. The Clerk of Court is further directed to mail a copy of this order to Plaintiff.

SO ORDERED:

  
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LORETTA A. PRESKA  
Chief United States District Judge

Dated: February 15, 2013  
New York, New York