



On August 30, 2012, this Court granted Defendants' Choice of Law motion, holding that New Jersey law applies to the conduct-regulating and loss-allocating issues in this case. *Borges v. Heldrich Assocs.*, 09-cv-4830, 2012 WL 3779214 (E.D.N.Y. Aug. 30, 2012) (Kuntz., J.). As a result, both Plaintiff and Defendants now concede that Defendants' motion to dismiss Plaintiff's New York Labor Law causes of action is moot since any labor law claims would have to be brought under New Jersey law. Defs.' Reply to Pl.'s Opp. To Motion *in Limine* to Dismiss Pl.'s Causes of Action Premised on N.Y. Labor Law, Dkt. No. 84; Pl.'s Reply to Defs.' Mot. *in Limine* to Dismiss Pl.'s N.Y. Labor Law Claims, Dkt. No. 87.

This Court agrees with the parties, and hereby orders that Plaintiff's New York Labor Law causes of action are dismissed. In addition, the Court dismisses as moot Defendants' motion *in Limine* to Dismiss Pl.'s Causes of Action Premised on N.Y. Labor Law.

**SO ORDERED**

Dated: Brooklyn, New York  
February 25, 2013

s/WFK

~~HON. WILLIAM F. KUNTZ, II~~  
United States District Judge