

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
-----X
ALESSI EQUIPMENT, INC.,

Plaintiff,

-against-

AMERICAN PILEDIVING EQUIPMENT,
INC.,

Defendant.

-----X
AMERICAN PILEDIVING EQUIPMENT, INC.,

Counterclaim-Plaintiff,

-against-

ALESSI EQUIPMENT, INC.,

Counterclaim-Defendant.

-----X


ORDER

18 Civ. 3976 (JCM)

The Court is in receipt of the parties’ submissions regarding prejudgment interest and Defendant American Piledriving Equipment, Inc.’s (“APE”) intention to move for a new trial pursuant to Federal Rule of Civil Procedure (“Rule”) 59(a). (Docket Nos. 176; 177). If the parties cannot agree on the appropriate triggering date for prejudgment interest, Plaintiff Alessi Equipment, Inc. (“Alessi”) must move pursuant to Rule 59(e) to amend the judgment to add prejudgment interest starting from Alessi’s preferred triggering date. *See generally Foresco Co. v. Oh*, 337 F. Supp. 3d 304, 306 (S.D.N.Y. 2018); *see also Stanford Square, L.L.C. v. Nomura Asset Cap. Corp.*, 232 F. Supp. 2d 289, 291 (S.D.N.Y. 2002). If APE moves for a new trial, the Court will address that request along with Alessi’s motion.

Dated: June 23, 2022
White Plains, New York

SO ORDERED:


JUDITH C. McCARTHY
United States Magistrate Judge