

**CIVIL COURT OF THE CITY OF NEW YORK**

**LEGAL/STATUTORY MEMORANDUM**

Subject: RPAPL Notice of Eviction

Class: LSM - 170

Category: LT - 10

Eff. Date: August 27, 2009

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The Laws of 2009 chapter 256 have amended the Real Property Actions and Proceedings Law (RPAPL) to exclude Saturdays, Sundays and public holidays from the 72-hour notice period required in eviction proceedings. In New York City, it has long been the practice based on the Marshals' Handbook, Ch 4, § 5-2, that the notice period does not run on Saturdays, Sundays and holidays. This amendment brings the RPAPL and the New York City Marshals' Handbook in agreement on this point.

Please see attached amendment.

9/14/09

\_\_\_\_\_  
Date

/s/

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Fern A. Fisher  
Deputy Chief Administrative Judge