

CPLR ARTICLE 2: TIME LIMITS.

Copyright 2008, Yosef Seigel. MAY BE FREELY DISTRIBUTED.

20 YEARS: Bonds; Money Judgments; Real Property (by the State only); Support/Alimony Default.

10 YEARS: Real Property/Mortgage; Alien Support Affidavit (non-citizen promising to support family as condition of residency).

7 YEARS: From crime (10 of pursuant to Executive Law), but ONLY if defendant was convicted!

6 YEARS: Contracts, Instruments, Bonds, Notes; by the State for Spoliation/Misappropriation of public funds; Mistakes; Corporation v. Officer (accounting fraud); Fraud; anything else for which no time specified.

5 YEARS: From sex crime, no conviction necessary.

4 YEARS: Residential Rent Overcharge.

3 YEARS: Against a Sheriff for failing to pay an execution; Statutory Penalty (brought by State ONLY); Chattel; Injury (including to real property); *non*-medical malpractice; Marriage Annulment.

3 YEARS FROM DISCOVERY: Latent effects of chemical pollutant exposure.

2 YEARS + 6 MONTHS: Medical/Dental/Podiatric malpractice.

2 YEARS FROM DISCOVERY: Phenoxy Herbicide exposure ("Agent Orange").

1 YEAR: Against Sherriff (except for non-payment of execution = 3 years *supra*); Escape; Assault; Libel; Violation of Privacy; Statutory Penalty (if brought by individual; State = 3 years, *supra*); Arbitration Award; Interest Overcharge; RPAPL action by tenant.

4 MONTHS: Article 78; Union.

EXTENSIONS:

Death: Plaintiff = 1 year; Defendant = 18 months.

Infancy: 3 years past reaching majority; but no more than 10 years following actual cause of action (excepting medical malpractice).

Disability: 2 years past recovery.

Criminal Case: if commenced, civil time limit extended to 1 year past termination; except rape = 5 years.

HIV/AIDS: 2 year extension past effective date of statute (long since expired).

*** *NOTA BENE*: Special terms apply to suing architects/engineers if more than 10 years have elapsed ***