



HON. JEFFREY D. LEBOWITZ

Justice, Supreme Court of the State of New York, Queens County (Ret.)

Justice Jeffrey D. Lebowitz has spent most of his legal career as a member of the judiciary. With over 21 years on the bench, he has served as a Judge in several different courts throughout the City and State of New York. Self-described as a “settler by natural instinct,” and an avid supporter of Alternative Dispute Resolution, it is a natural progression for him to apply those skills in the mediation and arbitration setting.

Appointed to the bench by former Governor David A. Paterson and Mayors David N. Dinkins, Rudolph W. Giuliani and Michael Bloomberg, Judge Lebowitz spent the majority of his time serving as an Acting Supreme Court Justice in the Civil Parts of the Supreme Court, Queens County. During this time, he handled an extensive calendar of diverse civil matters with at least 50% of his caseload comprised of medical malpractice cases. He regularly presided over complex medical malpractice cases involving damages in the multi-million-dollar range and also handled a varied caseload of complex litigation including labor law, torts, products liability, insurance disputes, zoning, real estate and matrimonial matters.

Well-regarded by those attorneys who appeared before him, New York Judge Reviews describe him as “fair and neutral.” Those interviewed praised his legal knowledge and negotiating skills stating, “they’re very good” and “he’s street-wise and very capable in this area.” Others have said “He’s got great judicial temperament. You’re lucky to be in front of him,” and “Judge Lebowitz listens closely to arguments and keeps an open mind.” Prior to stepping down from the bench, he was given the highest recommendation by the Independent Judicial Screening Committee of the Second Department.

Since his retirement, Judge Lebowitz is Of Counsel to a prominent Long Island firm where he focuses his practice in the areas of matrimonial and family law and commercial litigation. As an active practitioner, he has appeared frequently in both state and federal courts. His caseload has been comprised of complex commercial litigation and family law matters.

As a mediator and arbitrator with NAM, Judge Lebowitz is available to hear all forms of commercial litigation.

AREAS of EXPERIENCE

- Appellate Practice
- Attorney Malpractice
- Commercial
- Entertainment
- Insurance
- Labor Law
- Matrimonial
- Medical Malpractice
- Negligence
- Personal Injury
- Sports Law
- Zoning

REPRESENTATIVE MATTERS

MEDICAL MALPRACTICE

- *Buri, et al. v. The Mount Sinai Hospital*, 2014: Alleged failure to diagnose and treat a left pneumothorax condition resulting in cardiac arrest.
- *Shajan v. South Nassau Communities Hospital, et al.*, 2013: Alleged failure to diagnose and treat compartment syndrome by emergency room department.
- *Jahan v. New York City Health & Hospitals Corporation*, 2013: Alleged departure from good and acceptable medical practice by leaving a sponge/gauze in the plaintiff's nose.
- *Pelliccia v. Jennifer Walden*, 2013: Plaintiff claimed that doctor did not properly explain the possible side effects of breast enhancement surgery.
- *Maneri & Saladino v. Rosman, M.D.*, 2013: Defendants claimed that procedure undertaken by the anesthesiologist ultimately caused myocardial infarction and death.
- *Pavlovich v. Wykoff Heights Medical Center, et al.*, 2012: Plaintiff sued alleging that the failure to diagnose a tumor as cancerous during surgery resulted in her having to undergo additional procedures.
- *Ali v. Chacko, M.D., et al.*, 2011: Plaintiff father sued on behalf of his infant daughter for medical malpractice alleging defendant physicians failed to diagnose and treat a tumor in the infant plaintiff's skull, resulting in severe disfigurement and loss of vision.

OTHER MATTERS

- *Pollizzo v. Mamaroneck Partners, L.P., et al.*, 2011: Labor Law Sec. 240 and 241 claims for damages as a result of injuries sustained at construction site, including mild brain injury and numerous surgeries.
- *Vazquez v. MTA Long Island Rail Road*, 2013: Alleged defect in sidewalk caused by improper placement of Long Island Rail Road stanchion causing fall.
- *Broadway Flushing Homeowners Association Inc., v. Eastern NY Enterprises, Inc. & Xudong Xiao*, 2013: Plaintiff sought a permanent injunction enjoining the defendant from subdividing his property, which was subject to a restrictive covenant.

LECTURES and PUBLICATIONS

- Panelist, *ADR in Divorce: Fast-Tracking Resolutions*, webinar presented to the American Bar Association, 2021

JUDICIAL EXPERIENCE

- Judge of the Court of Claims of the State of New York, 2009 - 2014
- Acting Justice of the Supreme Court, Queens County, 1999 - 2014
- Judge of the Criminal Court of the City of New York, 2004 - 2009
- Judge of the Civil Court of the City of New York, 1993 - 2004

LEGAL EXPERIENCE

- Of Counsel, Abrams, Fensterman, Fensterman, Eisman, Formato, Ferrara, Wolf & Carone, LLP, 2021 - Present
- Special Counsel, Jaspan Schlesinger, LLP, 2014 - 2020
- Law Secretary to Hon. Phillip J. Chetta in the Supreme Court , Appellate Term, 1976-1993

PROFESSIONAL LICENSES and ADMISSIONS

- Admitted to practice in the State of Colorado, 1982
- Admitted to practice in U.S. District Court, Southern and Eastern Districts of New York, 1980
- Admitted to practice in the State of New York, 1977

PROFESSIONAL AFFILIATIONS and ASSOCIATIONS

- President, Designated Justices' Association, 2009 – 2012
- New York State Bar Association Judicial Selection – Council of Judicial Association, 2009 – 2012
- Former Chairman of the Board of Directors, Brandeis Association
- Former Member Board of Directors, Association of Law Secretaries to Justices of the Supreme and Surrogates Court
- Member, Association of the Bar of the City of New York, Family Law Committee
- Member, Queens County Bar Association
- Member, New York State Bar Association

EDUCATION

- Hofstra University School of Law, J.D., 1976
- State University of New York at Binghamton, B.A., 1973