

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on April 5, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Rosalyn H. Richter
Peter Tom
Cynthia S. Kern
Anil C. Singh, Justices.

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Primus Pacific Partners 1, LP,
Plaintiff-Appellant,

-against-

M-1561
Index No. 653885/16

Goldman Sachs Group, Inc., et al.,
Defendants-Respondents.

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An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about November 17, 2017, and said appeal having been perfected,

And an order of this Court having been entered on January 15, 2019 (M-5892/M-5925) granting defendants-respondents' motion (M-5892) to strike plaintiff-appellant's reply brief, and directing plaintiff-appellant to resubmit a reply brief without reference to the four documents at issue that were filed in two criminal cases in the United States District Court for the Eastern District of New York (the EDNY Filings), and denying plaintiff-appellant's cross motion (M-5925) to take judicial notice of EDNY Filings,

And plaintiff-appellant having moved for reargument of, or in the alternative, for leave to appeal to the Court of Appeals, from the aforesaid order of this Court entered January 15, 2019 (M-5892/M-5925),

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied.

ENTERED:


CLERK