

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 12, 2019.

Present - Hon. John W. Sweeny, Jr., Justice Presiding,
Sallie Manzanet-Daniels
Cynthia S. Kern
Jeffrey K. Oing
Anil C. Singh, Justices.

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In the Matter of a Family Offense Proceeding,

Kevin M.,
Petitioner-Respondent,

-against-

Confidential

M-1025

M-1290

Docket No. 0-29019-17

Krista M.,
Respondent-Appellant

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Petitioner-respondent having moved for an order dismissing the purported appeal taken from an order of the Family Court, New York County, entered on or about October 29, 2018, and for the imposition of sanctions against respondent-appellant pursuant to 22 NYCRR 1250.1(h) (M-1025),

And respondent-appellant having cross moved for an order granting leave to appeal to this Court from the aforementioned order of the Family Court, New York County, entered on or about October 29, 2018, and for a stay of the trial scheduled for April 15 and 16, 2019, pending the hearing and determination of the appeal (M-1290),

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

It is ordered that petitioner-respondent's motion (M-1025) is granted to the extent of dismissing the appeal taken from the order of the Family Court, New York County, entered on or about October 29, 2018, and is otherwise denied, and

(M-1025 & M-1290)

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April 12, 2019

It is further ordered that respondent-appellant's cross motion for leave to appeal and for a stay of trial is denied in all respects (M-1290),

ENTERED:


CLERK