

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

-----X
Victoria Pepaj,
Plaintiff-Respondent,

-against-

M-1649
Index No. 150622/12

Robert A. Cohen,
Defendant-Appellant.
-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about June 5, 2015,

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 granted to the extent of enlarging the time to perfect the appeal to the October 2016 Term.

ENTER:



CLERK

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 June 7, 2016.

PRESENT - Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Richard T. Andrias
Sallie Manzanet-Daniels
Troy K. Webber, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-1865
Ind. No. 5913N/11

Marisel Javier,
Defendant-Appellant.

-----X

An appeal having been taken from the judgment of the Supreme Court, New York County, rendered on or about September 18, 2013,

And defendant-appellant having moved for an order enlarging the record on appeal to include, and directing the court reporters to transcribe, the minutes from various court appearances, which are set forth in detail in the moving papers,

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 granted.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
John W. Sweeny, Jr.
Sallie Manzanet-Daniels
Judith J. Gische
Ellen Gesmer, Justices.

-----X
Jane H. Goldman, Allan H. Goldman,
Amy P. Goldman, and Diane Goldman Kemper
as Executors for the Estate of Lillian
Goldman and The Lillian Goldman Family,
LLC,
Petitioners-Landlords-Appellants,

-against-

M-2080
Index No. 570069/15

Adam Davis,
Respondent-Tenant-Respondent,

-and-

"John Doe" and "Jane Doe",
Respondents-Undertenants.

-----X

A motion having been made for leave to appeal to this Court from the decision and order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County, on or about September 17, 2015,

And an order of this Court entered April 12, 2016 (M-1050), denying respondent-tenant-respondent leave to appeal to this Court from the aforesaid decision and order, and, accordingly denying a stay of eviction pending hearing and determination of said appeal,

And respondent-tenant-respondent having moved for reargument/reconsideration of the aforesaid order of this Court entered April 12, 2016 (1050), and for related relief,

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, without prejudice to respondent-tenant-respondent seeking appropriate relief in Housing Court.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
Mark L. Weiss,
Plaintiff-Respondent,

-against-

M-1772
Index No. 21372/12

The City of New York, et al.,
Defendants-Appellants,

The New Fulton Fish Market Cooperative
at Hunts Point, Inc., et al.,
Defendants.

-----X

Defendants-appellants having moved for reargument of, or in the alternative, for leave to appeal to the Court of Appeals, from the decision and order of this Court, entered on February 23, 2016 (Appeal No. 294),

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.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
Richard T. Andrias
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
Michael Katz,
Plaintiff-Appellant,

-against-

Howard Essner, et al.,
Defendants-Respondents.

M-1879
Index No. 154865/13

-----X

Plaintiff-appellant having moved for leave to appeal to the Court of Appeals from the decision and order of this Court, entered on February 23, 2016 (Appeal No. 296),

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.

ENTER:



CLERK

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 June 7, 2016.

PRESENT - Hon. Peter Tom, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Judith J. Gische
Troy K. Webber, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-1797
Ind. No. 1665/14

Roberto Sanchez,
Defendant-Appellant.
-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about November 24, 2015, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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 granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 8 reproduced copies of such brief, together with the original record, with this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Judith J. Gische
Troy K. Webber, Justices.

-----X
Board of Managers of Harbor Pointe
at Shorehaven Condominium III,
Plaintiffs-Respondents,

-against-

M-1703
Index No. 260025/14

Janice I. Hidalgo Melendez,
Defendant-Appellant,

The Secretary of Housing and Urban
Development, et al.,
Defendants.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about August 5, 2015,

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 granted to the extent of enlarging the time to perfect the appeal to the October 2016 Term.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Judith J. Gische
Troy K. Webber, Justices.

-----X
Katherine Estrella, et al.,
Plaintiffs-Appellants,

-against-

M-2067
Index No. 106226/05

City of New York, et al.,
Defendants-Respondents.
-----X

Plaintiffs-appellants having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about June 9, 2015,

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 granted to the extent of enlarging the time to perfect the appeal to the October 2016 Term.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
David B. Saxe
Rosalyn H. Richter
Judith J. Gische
Troy K. Webber, Justices.

-----X
In the Matter of the Application of
Brenda Nazario, As Administratrix
of the Estate of Deogracias Nazario,
Deceased,
Petitioner-Appellant,

M-2149
Index No. 157732/14

-against-

New York City Health and Hospitals
Corporation,
Respondent-Respondent.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about February 4, 2015,

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 granted to the extent of enlarging the time to perfect the appeal to the October 2016 Term.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
David Friedman
Richard T. Andrias
Karla Moskowitz
Marcy L. Kahn, Justices.

-----X

243rd Street Bronx R&R LLC and
Tri-State Realty LLC,
Plaintiffs-Appellants-Respondents,

-against-

M-1626
Index No. 651734/14

Aaron Jungreis, and Rosewood
Realty Group,
Defendants-Respondents-Appellants,

-and-

Daniel J. Wrublin, et al.,
Defendants-Respondents.

-----X

An appeal and cross appeal having been taken from an order of the Supreme Court, New York County entered on or about June 5, 2015 and from a judgment of the same Court and Justice entered on or about June 24, 2015,

And plaintiffs-appellants-respondents having moved for an enlargement of time to perfect their appeal, and for other relief,

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 granted to the extent of enlarging the time to perfect plaintiffs-appellants-respondents appeal from the June 5, 2015 order only insofar as it partially granted the Jungreis and Rosewood defendants' motion to dismiss; the defendants-respondents-appellants' cross-appeal is adjourned to the November 2016 Term. Plaintiffs-appellants-respondents' motion to enlarge is denied as to that portion of the order that granted the lender defendants' motion to dismiss the complaint. Sua sponte, the appeal from the judgment entered on June 24, 2015 is dismissed; motion otherwise denied.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

E*Trade Bank, formerly known as
Telebank,
Plaintiff-Respondent,

-against-

M-1984
Index No. 380411/13

Emmanuel Delvalle, also known as
Emanuel Delvalle, et al.,
Defendants,

Adam Plotch,
Defendant-Appellant.

-----X

An appeal having been taken from the order of the Supreme Court, Bronx County, entered on or about April 21, 2015,

And an order of this Court entered on March 15, 2016 (M-531) having denied defendant-appellant's motion for an enlargement of time to perfect the appeal and dismissing same,

And defendant-appellant having moved for reargument of or, in the alternative, leave to appeal to the Court of Appeals from this Court's order entered March 15, 2016 (M-531),

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 (see Matter of Aho, 39 NY2d 241 (1976)).

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
John W. Sweeny, Jr.
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

-----X

Tonyia Watson,
Claimant-Appellant,

-against-

The State of New York,
Defendant-Respondent.

-----X

Court of Claims
M-2077
Claim No. 125779

An appeal having been taken to the Court of Appeals of the State of New York from the order of the Court of Claims, Albany County, entered on or about October 14, 2015, and said appeal having been transferred to this Court, sua sponte, by the Court of Appeals by order dated January 5, 2016,

And claimant-appellant having moved for leave to prosecute the aforesaid appeal as a poor person, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
Richard T. Andrias
Karla Moskowitz, Justices.

-----X
Gregorio Brito,
Plaintiff-Appellant,

-against-

M-1040
Index No. 309362/11

Allstate Insurance Company,
Defendant-Respondent.
-----X

Plaintiff-appellant having moved for reargument of the decision and order of this Court, entered on January 19, 2016 (Appeal No. 16687-16688N),

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.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Karla Moskowitz
Rosalyn H. Richter, Justices.

-----X
The People of the State of New York
ex rel. Frank Monte,
Petitioner,

-against- M-2057
M-2058
Warden Maxsolaine Mingo, etc., Ind. No. 1021/14
Respondents.

-----X
Frank Monte,
Petitioner,

-against- Ind. No. 100324/16
Warden Maxsolaine Mingo, etc.,
Respondents.

-----X

The above-named petitioner having made two separate motions for, inter alia, a writ of habeas corpus to be issued from this Court,

And an order of this Court entered March 3, 2016 (M-42/M-6284) having transferred the aforesaid proceeding to Supreme Court, New York County, and otherwise denying petitioner's motion,

And petitioner, pro se, having moved for leave to appeal to the Court of Appeals, this Court's order entered March 3, 2016 (M-42/M-624), and for related relief [M-2057],

And petitioner, pro se, having moved separately to consolidate the above proceedings [M-2058],

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

It is ordered that the motions are denied [M-2057/M-2058].

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Dianne T. Renwick
David B. Saxe
Judith J. Gische
Marcy L. Kahn, Justices.

-----X
91 Real Estate Associates, LLC,
Petitioner-Appellant,

-against-

M-1634
Index No. 570990/13

Felice Eskin,
Respondent-Respondent.

-----X

Petitioner-appellant having moved for leave to appeal to this Court from the decision and order of the Appellate Term, entered in the office of the Clerk of the Supreme Court, New York County, on or about December 1, 2014,

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.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Judith J. Gische
Troy K. Webber, Justices.

-----X
In the Matter of the Application of
Steven Caldwell,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78 M-1833
of the Civil Practice Law and Rules, Index No. 100646/15

-against-

New York City Housing Authority,
Respondent-Respondent.
-----X

An appeal having been taken from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about March 11, 2016,

And petitioner-appellant, pro se, having moved for a stay of eviction, and for leave to prosecute, as a poor person, the aforesaid appeal, and to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief,

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

It is ordered that the motion is denied in its entirety.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Judith J. Gische
Troy K. Webber, Justices.

-----X
Karl Marston,
Plaintiff-Appellant,

-against-

M-1852
Index No. 301370/09

David Cole, et al.,
Defendants-Respondents.
-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, Bronx County, entered on or about June 12, 2015,

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 granted to the extent of enlarging the time to perfect the appeal to the October 2016 Term.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Judith J. Gische
Troy K. Webber, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2100
Ind. No. 9378/98

William Green,
Defendant-Appellant.

-----X

Defendant having moved for leave to prosecute, as a poor person, the appeal from the order of the Supreme Court, New York County (Merchan, J.) entered on or about March 30, 2016, for leave to have the appeal heard upon the original record and upon a reproduced appellant's brief, for an enlargement of time in which to perfect the appeal, and for related relief,

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 granted to the extent of permitting the appeal to be heard on the original record and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and 8 files copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The Clerk of the Supreme Court shall expeditiously have made and file with the criminal court (CPL 460.70) one transcript of the stenographic minutes of the SORA hearing and any other proceedings before Justice Merchan as yet not transcribed. The Clerk shall furnish a copy of such transcripts to appellant's counsel, Robert S. Dean, Esq., without charge, the transcripts to be returned to this Court when appellant's brief is filed. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Judith J. Gische
Troy K. Webber, Justices.

-----x
USA Recycling, Inc.,

Plaintiff-Appellant,

-against-

M-2145

Index No. 305816/13

Baldwin Endico Realty Associates, Inc.,
Defendant-Respondent.

-----x

Appeals having been taken to this Court by plaintiff from orders of the Supreme Court Bronx County, entered on or about July 15, 2015 and August 8, 2015, respectively,

And an order of this Court entered December 10, 2015 (M-5573) having granted plaintiff-appellant's motion to consolidate the aforesaid appeals, and other relief,

And plaintiff-appellant having moved for an enlargement of time to perfect said consolidated appeals,

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 granted to the extent of enlarging the time to perfect the consolidated appeals to the October 2016 Term.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. David Friedman, Justice Presiding,
Richard T. Andrias
David B. Saxe
Barbara R. Kapnick, Justices.

-----X
Jeffrey Wald,
Plaintiff-Appellant,

-against-

M-1971
Index No. 652461/13

Lawrence G. Graev, et al.,
Defendants-Respondents.
-----X

Plaintiff-appellant having moved for reargument of, or in the alternative, for leave to appeal to the Court of Appeals, from the decision and order of this Court, entered on March 17, 2016 (Appeal No. 539),

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.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
Dana Escoffier,

Plaintiff-Appellant,

-against-

M-1854

Index No. 401986/13

Sokolski & Zekaria, P.C.,
Defendant-Respondent.

-----X

An appeal having been taken to this Court from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about July 24, 2014,

And defendant-respondent having moved to dismiss the aforesaid appeal, for failure to timely perfect,

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 granted and the appeal is dismissed.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
Donette Kingston,
Plaintiff-Appellant,

-against-

M-1690
Index No. 101286/15

The City of New York,
Respondent-Respondent.

-----X

Plaintiff-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Supreme Court, New York County, entered on or about January 27, 2016, and for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for other relief,

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

It is ordered that said motion is denied and, sua sponte, the appeal is dismissed.

ENTER:



CLERK

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 June 7, 2016.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-2045
Ind. No. 163/13

Kadeem Davis,
Defendant-Appellant.

-----X

Defendant having renewed his motion for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about September 11, 2014 and the judgments of resentence of said Court, rendered on or about October 28, 2014 and November 7, 2014, respectively, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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 granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 8 reproduced copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

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 June 7, 2016.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X

The People of the State of New York,
Respondent,

-against-

M-2046
Ind. No. 4442/13

Eric Johnson,
Defendant-Appellant.

-----X

Defendant having renewed his motion for leave to prosecute, as a poor person, the appeal from the judgment of the Supreme Court, New York County, rendered on or about September 3, 2015, for leave to have the appeal heard on the original record and upon a reproduced appellant's brief, and for related relief,

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 granted to the extent of permitting the appeal to be heard on the original record, except that a certified copy of the indictment(s) shall be substituted in place of the original indictment(s), and upon a reproduced appellant's brief, on condition that appellant serves one copy of such brief upon the District Attorney of said county and files 8 reproduced copies of such brief, together with the original record, pursuant to Rule 600.11 of the Rules of this Court.

The court reporter shall promptly make and file with the criminal court (CPL §460.70) one transcript of the stenographic minutes of any proceedings pursuant to CPL §210.20, Arts. 710 and 730, and of the plea or trial and sentence. The Clerk shall furnish a copy of such transcripts to appellant's counsel, without charge, the transcripts to be returned to this Court when appellant's brief is filed.

Robert S. Dean, Esq., Center for Appellate Litigation, 120 Wall Street, 28th Floor, New York, New York 10005, Telephone No. 212-577-2523, is assigned as counsel for defendant-appellant for purposes of the appeal. The time within which appellant shall perfect this appeal is hereby enlarged until 120 days from the date of filing of the record.

ENTER:


CLERK

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 June 7, 2016.

PRESENT - Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
The People of the State of New York,

Respondent,

-against-

M-2008
Ind. No. 6051/11

William Fabre,

Defendant-Appellant.
-----X

Defendant having moved for an enlargement of time in which to perfect the appeal from the judgment of the Supreme Court, New York County, rendered on or about February 28, 2014,

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 granted to the extent of enlarging the time to perfect the appeal to the October 2016 Term.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
Maria Santana,
Plaintiff-Appellant,

-against-

3410 Kingsbridge LLC, et al.,
Defendants-Respondents.

M-2068
Index No. 303534/10

-----X

Plaintiff-appellant having moved for an enlargement of time to perfect the appeal from the judgment of the Supreme Court, Bronx County, entered on or about June 22, 2015,

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 granted to the extent of enlarging the time to perfect the appeal to the October 2016 Term.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X

Pierre Arty,
Plaintiff-Respondent-Appellant,

-against-

M-2088
Index No. 162089/14

New York City Health and Hospitals Corporation, et al.,
Defendants-Appellants-Respondents.

-----X

An appeal and cross appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about April 20, 2015,

And plaintiff-respondent-appellant having moved for an enlargement of time to perfect his appeal from the aforesaid order,

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 granted to the extent of deeming defendants' appeal withdrawn in accordance with its Notice of Withdrawal dated March 15, 2016, deeming plaintiff's appeal the direct appeal, and enlarging the time to perfect the direct appeal to the October 2016 Term.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
In the Matter of

Rita Fisher, M-2000
Petitioner-Appellant, Index No. 101665/13

For a Judgment Pursuant to Article 78
of the Civil Practice Law and Rules,

-against-

Darryl C. Townes,
Respondent-Respondent.

-----X

Petitioner-appellant having moved for an enlargement of time to perfect the appeal taken from the order and judgment (one paper) of the Supreme Court, New York County, entered on or about June 24, 2014, and for other relief,

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 granted to the extent of enlarging the time to perfect the appeal to the November 2016 Term, with leave to seek further enlargements, if necessary, motion otherwise denied.

ENTER:


CLERK

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 June 7, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
Evelyn DeLuca,
Plaintiff-Respondent,

-against-

M-2052
Index No. 154517/14

James Smith,
Defendant-Appellant.

-----X

Defendant-appellant having moved for an enlargement of time to perfect the appeal from an order of the Supreme Court, New York County, entered on or about May 29, 2015,

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 granted to the extent of enlarging the time to perfect the appeal to the November 2016 Term.

ENTER:



CLERK

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 June 7, 2016.

PRESENT: Hon. John W. Sweeny, Jr., Justice Presiding,
Dianne T. Renwick
Karla Moskowitz
Barbara R. Kapnick
Ellen Gesmer, Justices.

-----X
Ronald Sheppard, et al.,
Plaintiffs-Respondents,

-against-

M-1919
Index No. 100408/11

Donald Sheppard, Jr., Donald Sheppard
III, Ricky D. Daniels and Daniels
Wilhelmina Funeral Home, Inc.,
Defendants-Appellants.
-----X

Plaintiffs-respondents having moved to dismiss the appeal from an order of the Supreme Court, New York County, entered on or about October 6, 2015, for failure to timely perfect,

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

It is ordered that the motion is denied.

ENTER:



CLERK

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 June 7, 2016.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr.
Rolando T. Acosta, Justices.

-----X
In the Matter of a Family Offense
Proceeding Under Article 8 of the
Family Court Act.

- - - - -
Juana R., **M-1814**
Petitioner-Respondent, Docket No. O-42102/15

-against-

Chelsea R.,
Respondent-Appellant.
-----X

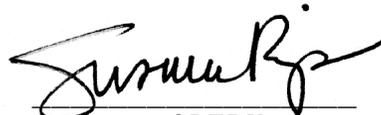
Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, New York County, entered on or about March 18, 2016, and for assignment of counsel, a free copy of the transcript, and for related relief,

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 granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Richard L. Herzfeld, Esq., 112 Madison Avenue, 8th Floor, New York, NY 10016, Telephone No. (212) 818-9019, as counsel for purposes of prosecuting the appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged

against the City of New York from funds available therefor;¹ **within 30 days (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court.**

ENTER:



CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 June 7, 2016.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr.
Rolando T. Acosta, Justices.

-----X
In the Matter of

Matthew Louis S.,

A Dependent Child Under 18 Years of Age Pursuant to §384-b of the Social Services Law of the State of New York.

M-1774
Docket No. B-19509/13

- - - - -
The Children's Village,
Petitioners-Respondents,

Raymond R.,
Respondent-Appellant.

- - - - -
Karen D. Steinberg, Esq.,
Attorney for the Child.

-----X

Respondent-appellant having moved for leave to prosecute, as a poor person, the appeal from an order of the Family Court, Bronx County, entered on or about January 8, 2016, and for assignment of counsel, a free copy of the transcript, and for related relief,

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 granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Richard L. Herzfeld, Esq., 112 Madison Avenue, 8th Floor, New York, NY 10016, Telephone No. (212) 818-9019, as counsel for purposes of prosecuting the

appeal; (2) directing the Clerk of said Family Court to have transcribed the minutes of the proceedings held therein, for inclusion in the record on appeal, the cost thereof to be charged against the City of New York from funds available therefor;¹ **within 30 days (FCS 1121[7]) of service of a copy of this order upon the Clerk;** (3) permitting appellant to dispense with any fee for the transfer of the record from the Family Court to this Court. **The Clerk of the Family Court shall transfer the record upon receipt of this order;** and (4) appellant is directed to perfect this appeal, in compliance with Rule 600.11 of the Rules of this Court, **within 60 days** of the receipt of the transcripts. **Assigned counsel is directed to immediately serve a copy of this order upon the Clerk of the Family Court** (See M-2121, decided simultaneously herewith).

ENTER:



CLERK

¹Service of appellant's brief upon respondent(s) shall include assigned counsel's copy of the transcript.

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 June 7, 2016.

Present: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr.
Rolando T. Acosta, Justices.

-----X
In the Matter of

Matthew Louis S.,

A Dependent Child Under 18 Years of Age Pursuant to §384-b of the Social Services Law of the State of New York.

M-2121
Docket No. B-19509/13

- - - - -
The Children's Village,
Petitioners-Respondents,

Raymond R.,
Respondent-Appellant.

- - - - -
Karen D. Steinberg, Esq.,
Attorney for the Child.

-----X

Joann Bourne, Esq., Family Court attorney for the subject child, having moved on said child's behalf for leave to respond, as a poor person, to the appeal from the order of the Family Court, Bronx County, entered on or about January 8, 2016, and for assignment of counsel, a free copy of the transcript, and for related relief,

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 granted to the extent of (1) assigning, pursuant to Article 18b of the County Law and §1120 of the Family Court Act, Karen D. Steinberg, Esq., 31 East 32nd Street, Suite 300, New York, NY 10016, Telephone No. (347) 346-4847, as counsel for purposes of responding to the appeal on

the child's behalf; (2) permitting movant to respond to the appeal upon a reproduced respondent's brief, on condition that one copy of such brief be served upon the attorney for respondent-appellant and 8 copies thereof are filed with this Court (See M-1774, decided simultaneously herewith).

ENTER:

A handwritten signature in black ink, appearing to read "Susan R. Jones". The signature is written in a cursive style with a prominent initial "S".

CLERK

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 June 7, 2016.

PRESENT: Hon. Peter Tom, Justice Presiding,
Angela M. Mazzarelli
David Friedman
John W. Sweeny, Jr., Justices.

-----X
The People of the State of New York,
Respondent,

-against-

M-385
Ind. No. 484/99

Camillo Douglas,
Defendant-Appellant.

-----X

A decision and order of this Court having been entered on February 7, 2006 (Appeal No. 16578), unanimously modifying a judgment of the Supreme Court, Bronx County (Phylis Skloot Bamberger, J.), rendered on March 9, 2000,

And defendant-appellant having moved, in the nature of a writ of error coram nobis, for a review of his claim of ineffective assistance of appellate counsel, and for related relief,

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

It is ordered that said application is denied.

ENTER:


CLERK

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST DEPARTMENT

BEFORE: Hon. Peter Tom
Justice of the Appellate Division

-----x
The People of the State of New York,

Respondent,

-against-

Elmer Castillo,

Defendant-Appellant.
-----x

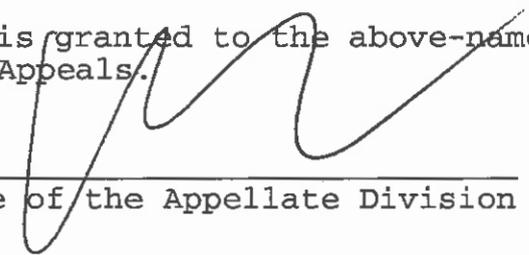
M-2422

Ind. No. 2201/09

CERTIFICATE
GRANTING LEAVE TO APPEAL
TO THE COURT OF APPEALS

I, Peter Tom, a Justice of the Appellate Division, Supreme Court, First Department, do hereby certify that in the record and proceedings herein* questions of law are involved which ought to be reviewed by the Court of Appeals and pursuant to CPL 460.20, it is

ORDERED that permission hereby is granted to the above-named appellant to appeal to the Court of Appeals.



Justice of the Appellate Division

Dated: May 10, 2016
New York, New York

ENTERED: June 7, 2016

*Description of Order:

Supreme Court, New York County, entered on January 12, 2012.
App. Div., 1st Dept., Appeal No. 16343, Affd on April 7, 2016.

Notice: Within 10 days from the issuance of this certificate, a preliminary appeal statement must be filed with the Clerk of the Court of Appeals pursuant to Rule 500.9 of the Court of Appeals Rules.

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. John W. Sweeny, Jr.
Justice of the Appellate Division

-----X
The People of the State of New York,

M-1956
Ind. No. 5841/10

-against-

CERTIFICATE
DENYING LEAVE

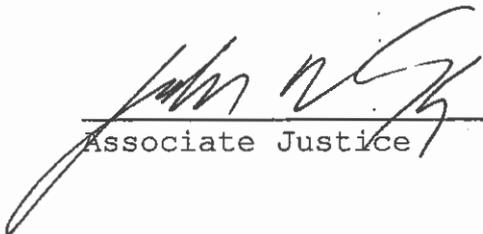
Enroy Bishop,

Defendant.

-----X

I, John W. Sweeny, Jr., a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon application timely made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, dated on or about February 11, 2016 (Patricia Nunez, J.) is hereby denied.

Dated: Mary 23, 2016
New York, New York



Associate Justice

ENTERED: June 7, 2016

✓

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Dianne T. Renwick
Presiding Justice of the Appellate Division

-----X
In The Matter of the Application of

Dr. Robert N. Taub,

M-2513

Petitioner-Appellant,

Index. No.
155657/2015

For a Judgment Pursuant Article 78
of the Civil Practice Law and Rules,

CERTIFICATE
DENYING LEAVE

-Against-

Columbia University In The City of
New York, Trustees of Columbia
University In The City of New York,
Columbia University College of
Physicians and Surgeons

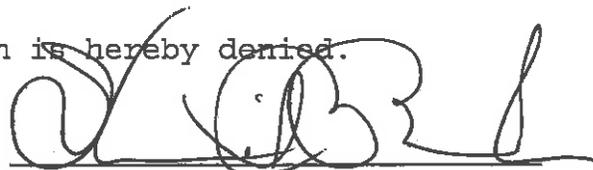
Respondents.

-----X

The above-named appellant having moved, pursuant to CPLR
Section 5701(b)(1), for leave to appeal to this Court from the
decision and order of the Supreme Court, New York County, entered
on December 22, 2015,

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

It is ordered that said motion is hereby denied.



Hon. Dianne T. Renwick
Associate Justice

Dated: May 23, 2016
New York, New York

ENTERED: June 7, 2016

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Rosalyn H. Richter
Justice of the Appellate Division

-----X
The People of the State of New York,
Respondent,

M-1902
Ind. No. 8678/99

-against-

CERTIFICATE
GRANTING LEAVE

Lesley Sanchez,
Defendant-Appellant.
-----X

I, Rosalyn H. Richter, a Justice of the Appellate Division, First Judicial Department, do hereby certify that in the proceedings herein questions of law or fact are involved which ought to be reviewed by the Appellate Division, First Judicial Department, and, pursuant to Section 460.15 of the Criminal Procedure Law, permission is hereby granted to the above-named defendant to appeal to the Appellate Division, First Judicial Department, from the order of the Supreme Court, New York County, dated March 16, 2016.¹

Dated: May 25, 2016
New York, New York

Entered: June 7, 2016



Hon. Rosalyn H. Richter
Associate Justice

NOTICE: Within 15 days from the date hereon, an appeal must be taken, and this certificate must be filed with the notice of appeal. An appeal is taken by filing, in the Clerk's office of the criminal court in which the order sought to be appealed was rendered, a written notice in duplicate that appellant appeals to the Appellate Division, First Judicial Department (Section 460.10, subd. 4, CPL), together with proof that another copy of the notice of appeal has been served upon opposing counsel. The appeal (or consolidated appeals; see footnote) must be argued within 120 days from the date of the notice of appeal, unless the time to perfect the appeal(s) is enlarged by the court or a justice thereof.

¹In the event defendant has an existing (direct) appeal from a judgment, such appeal shall be consolidated with the appeal from the aforesaid order; and any poor person relief granted with respect to the appeal from the judgment shall be extended to cover the appeals so consolidated.

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Barbara R. Kapnick
Justice of the Appellate Division

-----X
The People of the State of New York,
Respondent,

M-1603
Ind. No. 4409/13

-against-

CERTIFICATE
GRANTING LEAVE

Eldrick Cole,
Defendant-Appellant.

-----X
I, Barbara R. Kapnick, a Justice of the Appellate Division, First
Judicial Department, do hereby certify that in the proceedings herein
questions of law or fact are involved which ought to be reviewed by the
Appellate Division, First Judicial Department, and, pursuant to Section
460.15 of the Criminal Procedure Law, permission is hereby granted to
the above-named defendant to appeal to the Appellate Division, First
Judicial Department, from the order of the Supreme Court, New York
County, dated March 24, 2016.¹

Dated: May 12, 2016
New York, New York

Entered: June 7, 2016



Hon. Barbara R. Kapnick
Associate Justice

NOTICE: Within 15 days from the date hereon, an appeal must be taken,
and this certificate must be filed with the notice of appeal. An
appeal is taken by filing, in the Clerk's office of the criminal court
in which the order sought to be appealed was rendered, a written
notice in duplicate that appellant appeals to the Appellate Division,
First Judicial Department (Section 460.10, subd. 4, CPL), together
with proof that another copy of the notice of appeal has been served
upon opposing counsel. The appeal (or consolidated appeals; see
footnote) must be argued within 120 days from the date of the notice
of appeal, unless the time to perfect the appeal(s) is enlarged by the
court or a justice thereof.

¹ In the event defendant has an existing (direct) appeal from a judgment, such
appeal shall be consolidated with the appeal from the aforesaid order; and
any poor person relief granted with respect to the appeal from the judgment
shall be extended to cover the appeals so consolidated.

✓

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION: FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Barbara R. Kapnick
Justice of the Appellate Division

-----X
The People of the State of New York,

M-6103
Ind. No. 4868/92

-against-

CERTIFICATE
DENYING LEAVE

Myron Dukes,

Defendant.

-----X

I, Barbara R. Kapnick, a Justice of the Appellate Division, First Judicial Department, do hereby certify that, upon the application made by the above-named defendant for a certificate pursuant to Criminal Procedure Law, sections 450.15 and 460.15, and upon the record and proceedings herein, there is no question of law or fact presented which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, dated September 30, 2015, is hereby denied.

Dated: May 24, 2016
New York, New York

ENTERED

June 7, 2016



Hon. Barbara R. Kapnick
Associate Justice

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE DIVISION : FIRST JUDICIAL DEPARTMENT

BEFORE: Hon. Ellen Gesmer
Justice of the Appellate Division

-----X
The People of the State of New York,

M-2095
Ind. No. 3035/00

-against-

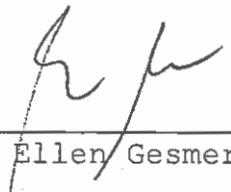
CERTIFICATE
DENYING LEAVE

Damon Bonnemere,

Defendant.

-----X

I, Ellen Gesmer, a Justice of the Appellate Division, First Judicial Department, do hereby certify that the application of the above-named defendant for a certificate pursuant to Criminal Procedure Law sections 450.15 and 460.15 fails to properly present any question of law or fact which ought to be reviewed by the Appellate Division, First Judicial Department, and permission to appeal from the order of the Supreme Court, New York County, entered on or about March 24, 2016, is hereby denied.



Hon. Ellen Gesmer

Dated: May 4, 2016
New York, New York

ENTERED: June 7, 2016

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 June 3, 2016.

Present - Hon. Angela M. Mazzarelli, Justice Presiding,
Richard T. Andrias
David B. Saxe
Judith J. Gische
Marcy L. Kahn, Justices.

-----x
In the Matter of the Application of
Israel Danzinger,
Petitioner-Appellant,

For a Judgment Pursuant to Article 78
of the CPLR,

M-2681
Index No. 100948/14

-against-

New York City Department of Housing
Preservation and Development,
Division Housing Corporation,
Respondents-Respondents.

-----x
An appeal having been taken to this Court from the order of the Supreme Court, New York County, entered on or about October 16, 2015,

And petitioner-appellant having moved for a stay of eviction pending hearing and determination of the aforesaid appeal, staying respondent Division Housing Corporation from proceeding with trial, and for other relief,

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.

ENTER:


CLERK

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 June 6, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,
Rolando T. Acosta
David B. Saxe
Barbara R. Kapnick
Marcy L. Kahn, Justices.

-----X
Mary Beth Cordero,
Plaintiff-Respondent, M-2176
M-2405
-against- Index No. 401889/12
Sammi Yeung, D.D.S., et al.,
Defendants-Appellants.
-----X

Defendants-appellants having moved, by separate motions, for an enlargement of the time to perfect the appeal taken from the order of the Supreme Court, New York County, entered on or about July 28, 2015 and to consolidate said appeal with the appeal taken from the order, same Court and Justice, entered on or about January 6, 2016 (M-2176) and to stay the order granting a re-trial pending hearing and determination of the appeal (M-2405),

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

It is ordered that the motions are granted to the extent of consolidating the appeals and enlarging the time to perfect said consolidated appeals to on or before July 11, 2016 for the September 2016 Term. Appellants are permitted to prosecute the appeals upon ten copies of one record and one copy of appellants' points covering the aforesaid appeals (M-2176), the order granting a re-trial is stayed on condition the consolidated appeals are perfected for the September 2016 Term (M-2405).

ENTER:



CLERK