

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 September 4, 2018.

PRESENT: Hon. David Friedman, Justice Presiding,
John W. Sweeny, Jr.
Marcy L. Kahn
Anil C. Singh
Peter H. Moulton, Justices.

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Yoram Finkelstein,
Plaintiff-Appellant,

-against-

Bat-El Yishay Finkelstein,
Defendant-Respondent.
-----X

CONFIDENTIAL

M-3013

Index No. 309125/13

Defendant-respondent 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 June 5, 2018 (Appeal No. 5820N), or to stay disposition of an embryo for movant to seek leave to appeal directly from the Court of Appeals,

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

It is ordered that so much of the motion seeking reargument, or in the alternative, for leave to appeal to the Court of Appeals is denied. That branch of the motion seeking a stay of disposition of the embryo so that movant may make a timely application for leave to appeal directly from the Court of Appeals is granted.

ENTERED:



CLERK