

**Supreme Court of the State of New York**  
**Appellate Division: Second Judicial Department**

D34126  
N/prt

\_\_\_\_\_AD3d\_\_\_\_\_

Argued - February 3, 2012

RUTH C. BALKIN, J.P.  
RANDALL T. ENG  
L. PRISCILLA HALL  
SANDRA L. SGROI, JJ.

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2010-09828

DECISION & ORDER

HSBC Mortgage Corporation (USA), respondent,  
v Albert Packu, also known as Albert Pacuku,  
appellant, et al., defendants.

(Index No. 102317/07)

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Michael T. Lamberti, Woodbury, N.Y., for appellant.

Berkman, Henoch, Peterson, Peddy & Fenchel, P.C., Garden City, N.Y. (Sara Z. Boriskin and Erick R. Valley of counsel), for respondent.

In an action to foreclose a mortgage, the defendant Albert Packu, also known as Albert Pacuku, appeals from an order of the Supreme Court, Richmond County (Giacobbe, J.), dated July 26, 2010, which denied his motion, inter alia, to stay further proceedings in the action.

ORDERED that the order is affirmed, with costs.

The contentions that the appellant raises on this appeal either are not properly before this Court (*see* CPLR 5511; *New York Community Bank v Vermonty*, 89 AD3d 905, 906), or are without merit (*cf. Aames Funding Corp. v Houston*, 85 AD3d 1070).

BALKIN, J.P., ENG, HALL and SGROI, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

February 28, 2012

HSBC MORTGAGE CORPORATION (USA) v PACKU, also known as PACUKU