

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

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CA 19-01517

PRESENT: WHALEN, P.J., CENTRA, PERADOTTO, WINSLOW, AND BANNISTER, JJ.

BENJAMIN L. JOLLEY, PLAINTIFF-RESPONDENT,

V

MEMORANDUM AND ORDER

AGOSTINHA R. LANDO, DEFENDANT-APPELLANT.
(APPEAL NO. 2.)

MICHAEL A. ROSENHOUSE, ROCHESTER, FOR DEFENDANT-APPELLANT.

MILLER MAYER LLP, ITHACA (ANTHONY N. ELIA, III, OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Steuben County (Robert B. Wiggins, A.J.), dated January 31, 2019. The order, among other things, granted that part of plaintiff's motion seeking to enforce that part of an equitable distribution order requiring defendant to execute deeds transferring a one-half interest in certain properties to plaintiff.

It is hereby ORDERED that the order so appealed from is unanimously modified on the law by vacating the provision requiring defendant to execute deeds to certain properties and denying that part of plaintiff's motion seeking that relief, and as modified the order is affirmed without costs.

Same memorandum as in *Jolley v Lando* ([appeal No. 1] - AD3d - [Oct. 2, 2020] [4th Dept 2020]).

Entered: October 2, 2020

Mark W. Bennett
Clerk of the Court