

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

M291555  
AFA/

VALERIE BRATHWAITE NELSON, J.P.  
CHERYL E. CHAMBERS  
BARRY E. WARHIT  
JANICE A. TAYLOR, JJ.

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2023-04333

DECISION & ORDER ON MOTION

Metropolitan Lofts of NY, LLC, appellant,  
v JZ Capital Partners, et al., defendants,  
US Real Estate Credit Holdings III-A, et al.,  
respondents.

(Index No. 521103/2020)

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Appeal from an order of the Supreme Court, Kings County, dated April 26, 2023.  
Motion by the appellant, inter alia, to stay enforcement of the order, pending hearing and  
determination of the appeal.

Upon the papers filed in support of the motion and the papers filed in opposition  
thereto, it is

ORDERED that the branch of the motion which is to stay enforcement of the order  
is granted to the extent that enforcement of so much of the order as directed the county clerk to  
cancel the notice of pendency is stayed pending hearing and determination of the appeal, and the  
motion is otherwise denied.

BRATHWAITE NELSON, J.P., CHAMBERS, WARHIT and TAYLOR, JJ., concur.

ENTER:

  
Darrell M. Joseph  
Acting Clerk of the Court

October 13, 2023

METROPOLITAN LOFTS OF NY, LLC v JZ CAPITAL PARTNERS