

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 November 8, 2019.

Present - Hon. David Friedman, Justice Presiding,  
Jeffrey K. Oing  
Anil C. Singh  
Peter H. Moulton, Justices.

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In the Matter of the Application of  
Jay Sarkar,  
Petitioner-Appellant,

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

M-7995  
Index No. 150147/17

-against-

The City of New York, et al.,  
Respondents-Respondents.

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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 August 7, 2017, and said appeal having been perfected,

And petitioner-appellant having moved for an order striking the respondents' brief, declaring respondent in default on the appeal, imposing sanctions on respondent and respondent's counsel for frivolous conduct, and granting petitioner an extension of time to file a reply brief and 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.

ENTERED:

  
CLERK