

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

M244105
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RUTH C. BALKIN, J.P.
JOHN M. LEVENTHAL
SYLVIA O. HINDS-RADIX
JOSEPH J. MALTESE, JJ.

2017-07104

DECISION & ORDER ON MOTION

Wells Fargo Bank, N.A., respondent,
v Jose B. Illescas, et al., appellants, et
al., defendants.

(Index No. 70760/14)

Motion by the respondent to dismiss an appeal from an order of the Supreme Court, Westchester County, dated April 15, 2016, on the ground that no appeal lies from an order entered upon the default of the appealing party.

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion is granted and the appeal is dismissed, without costs or disbursements (*see* CPLR 5511).

BALKIN, J.P., LEVENTHAL, HINDS-RADIX and MALTESE, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

January 22, 2018

WELLS FARGO BANK, N.A. v ILLESCAS