

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

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RUTH C. BALKIN, J.P.
JOHN M. LEVENTHAL
LEONARD B. AUSTIN
SYLVIA O. HINDS-RADIX, JJ.

2017-09821

DECISION & ORDER ON MOTION

Glen Midbo, et al., appellants,
v Helbock, Nappa & Gallucci, LLP,
et al., respondents.

(Index No. 101863/14)

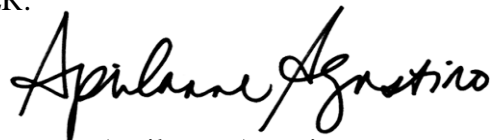
Motion by the respondents Helbock, Nappa & Gallucci, LLP, Robert J. Helbock, Jr., Joseph A. Nappa, and Mario F. Gallucci, and separate motion by the respondents Matthew J. Santamauro, P.C., and Matthew J. Santamauro, to dismiss an appeal from an order of the Supreme Court, Queens County, entered December 21, 2016, on the ground that no appeal lies as of right from an order that is not the result of a motion made on notice, and leave to appeal has not been granted.

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

ORDERED that the motions are granted and the appeal is dismissed, without costs or disbursements (*see* CPLR 5701).

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

ENTER:



Aprilanne Agostino
Clerk of the Court

January 23, 2018

MIDBO v HELBOCK, NAPPA & GALLUCCI, LLP