

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

M244709  
E/rr

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

---

2017-09285

DECISION & ORDER ON MOTION

U.S. Bank National Association, etc., respondent,  
v Danielle Moss, etc., appellant, et al., defendants.

(Index No. 22751/06)

---


Motion by the appellant, in effect, pursuant to CPLR 5512 to deem a notice of appeal from an order of the Supreme Court, Dutchess County, dated June 22, 2017, to be a notice of appeal from a judgment of the same court also dated June 22, 2017.

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 notice of appeal dated August 8, 2017, is deemed to be a notice of appeal from the judgment dated June 22, 2017.

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

ENTER:

  
Aprilanne Agostino  
Clerk of the Court

January 17, 2018

U.S. BANK NATIONAL ASSOCIATION v MOSS