

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

M244925
E/sl

REINALDO E. RIVERA, J.P.
ROBERT J. MILLER
VALERIE BRATHWAITE NELSON
ANGELA G. IANNACCI, JJ.

2017-11706

DECISION & ORDER ON MOTION

In the Matter of Margaret Franchi, petitioner-respondent, v Israel Adoram, appellant, et al., respondent.

(Docket No. V-3119-16)

Motion by the appellant, inter alia, to deem the notice of appeal from an order of the Family Court, Kings County, dated February 4, 2016, to be an application pursuant to CPLR 5704 to review the order, and upon review, to vacate the order.


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

ORDERED that the motion is denied; and it is further,

ORDERED that on the Court's own motion, the appeal is dismissed, without costs or disbursements, on the ground that no appeal lies from an order that is issued ex parte (*see* Family Ct. Act § 1112, CPLR 5704).

RIVERA, J.P., MILLER, BRATHWAITE NELSON and IANNACCI, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

January 19, 2018

MATTER OF FRANCHI v ADORAM