

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

M245123  
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REINALDO E. RIVERA, J.P.  
COLLEEN D. DUFFY  
BETSY BARROS  
ANGELA G. IANNACCI, JJ.

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2017-07302

DECISION & ORDER ON MOTION

George Jimmy Musina, et al., appellants,  
v Board of Managers of the Schaeffer Landing  
North Condominium, et al., defendants  
third-party plaintiffs-respondents, Kent North  
Associates, LLC, et al., defendants-respondents;  
Kent Waterfront Builders, LLC, et al., third-  
party defendants-respondents.

(Index No. 3060/11)

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Motion by Goidel & Siegel, LLP, for leave to withdraw as counsel for the appellants on an appeal from an order and judgment (one paper) of the Supreme Court, Kings County, dated May 11, 2017. Cross motion by the third-party defendant-respondent Kent Waterfront Builders, LLC, to dismiss the appeal for failure to timely perfect.

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

ORDERED that the motion is granted, and on or before February 7, 2018, Goidel & Siegel, LLP, shall serve its clients by one of the methods specified in CPLR 2103(c), with a copy of this decision and order on motion and shall file proof of such service with the Clerk of this Court; and it is further,

ORDERED that no further proceedings shall be taken against the appellants, without leave of the Court, until the expiration of 30 days after service upon them of a copy of this decision and order on motion; and it is further,

January 24, 2018

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CONDOMINIUM

ORDERED that the appellants' time to perfect the appeal by causing the original papers constituting the record on the appeal to be filed in the office of the Clerk of this Court (*see* 22 NYCRR 670.9[d][2]), and by serving and filing a brief on the appeal is enlarged until April 9, 2018; and it is further,

ORDERED that the cross motion is denied.

RIVERA, J.P., DUFFY, BARROS and IANNACCI, JJ., concur.

ENTER:

A handwritten signature in black ink that reads "Aprilanne Agostino". The signature is written in a cursive, flowing style.

Aprilanne Agostino  
Clerk of the Court