

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

M245378  
E/afa

RUTH C. BALKIN, J.P.  
LEONARD B. AUSTIN  
VALERIE BRATHWAITE NELSON  
LINDA CHRISTOPHER, JJ.

---

2017-11670

DECISION & ORDER ON MOTION

In the Matter of New York State Division of  
Housing and Community Renewal, petitioner-  
respondent, v John Gray, appellant, et al.,  
respondent.

(Index No. 2114/17)

---

Motion by the respondent to dismiss an appeal from a judgment of the Supreme Court, Kings County, entered July 18, 2017, as untimely taken.

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

ORDERED that the motion is denied.

BALKIN, J.P., AUSTIN, BRATHWAITE NELSON and CHRISTOPHER, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

January 30, 2018

MATTER OF NEW YORK STATE DIVISION OF HOUSING AND COMMUNITY  
RENEWAL v GRAY