

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

M245423
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MARK C. DILLON, J.P.
RUTH C. BALKIN
L. PRISCILLA HALL
HECTOR D. LASALLE, JJ.

2015-09325

DECISION & ORDER ON MOTION

Anthony Stucchio, an infant under the age of 14 years by his mother and natural guardian, Tania Hernandez, et al., respondents, v Svetlana Bikvan, etc., et al., defendants, New York Methodist Hospital, et al., appellants.

(Index No. 25356/05)

Motion by the appellants New York Methodist Hospital and Park Slope Emergency Physician Service, P.C., to recall and vacate so much of a decision and order of this Court dated November 1, 2017, which determined appeals from an order of the Supreme Court, Kings County, dated May 5, 2015, as failed to award them summary judgment.

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation it is

ORDERED that the motion is denied.

DILLON, J.P., BALKIN, HALL and LASALLE, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

January 31, 2018

STUCCHIO v BIKVAN