

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

M245776
E/rr

RUTH C. BALKIN, J.P.
CHERYL E. CHAMBERS
COLLEEN D. DUFFY
HECTOR D. LASALLE, JJ.

2017-10654

DECISION & ORDER ON MOTION

Matthew E. Andrews Agency, Inc., appellant,
v Michael Dokianos, respondent, et al., defendants.

(Index No. 675/14)

Motion by Matthew E. Andrews Agency, Inc., for leave to appeal to this Court from so much of an order of the Supreme Court, Nassau County, dated August 17, 2017, as directed an inquest on the issue of damages on the counterclaim in the above-entitled action, and to stay the inquest, pending hearing and determination of the appeal.


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

ORDERED that the branch of the motion which is for leave to appeal is denied as unnecessary as the portion of the order at issue is appealable as of right (*see* CPLR 5701); and it is further,

ORDERED that the branch of the motion which is to stay the inquest on the issue of damages on the counterclaim in the above-entitled action is denied.

BALKIN, J.P., CHAMBERS, DUFFY and LASALLE, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

February 8, 2018

MATTHEW E. ANDREWS AGENCY, INC. v DOKIANOS