

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

M245807
E/rr

ALAN D. SCHEINKMAN, P.J.
JOHN M. LEVENTHAL
BETSY BARROS
VALERIE BRATHWAITE NELSON, JJ.

2017-03825

DECISION & ORDER ON MOTION

Vista Engineering Corporation, et al., appellants,
v Everest Indemnity Insurance Company, respondent,
et al., defendants.

(Index No. 6960/15)

Motion by the appellants for leave to serve and file a replacement brief on an appeal from an order of the Supreme Court, Queens County, entered February 6, 2017.


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

ORDERED that the motion is granted to the extent that on or before February 22, 2018, the appellants may serve and file a supplemental brief solely addressing issues raised by *Carlson v American Intl. Group, Inc.* (30 NY3d 288), not to exceed 10 pages in length, and the motion is otherwise denied; and it is further,

ORDERED that the respondent may serve and file a supplemental brief, on or before March 8, 2018, solely addressing issues raised in the appellants' supplemental brief, not to exceed 10 pages in length; and it is further,

ORDERED that on the Court's own motion, the appellants' time to serve and file a reply brief is enlarged until March 23, 2018, and the reply brief shall be served and filed on or before that date.

SCHEINKMAN, P.J., LEVENTHAL, BARROS and BRATHWAITE NELSON, JJ., concur.

ENTER: 
Aprilanne Agostino
Clerk of the Court

February 8, 2018

VISTA ENGINEERING CORPORATION v EVEREST INDEMNITY INSURANCE
COMPANY