

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

M245907  
E/afa

ALAN D. SCHEINKMAN, P.J.  
JOHN M. LEVENTHAL  
ROBERT J. MILLER  
VALERIE BRATHWAITE NELSON, JJ.

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2018-01042

DECISION & ORDER ON MOTION

E & D Group, LLC, respondent,  
v Theodore Vialet, appellant.

(Index No. 501308/14)

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Motion by the appellant to stay the trial in the above-entitled action pending hearing and determination of an appeal from an order of the Supreme Court, Kings County, dated December 13, 2017.

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

ORDERED that the motion is denied.

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

ENTER:



Aprilanne Agostino  
Clerk of the Court

February 8, 2018

E & D GROUP, LLC v VIALET