

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

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SHERI S. ROMAN, J.P.
SANDRA L. SGROI
FRANCESCA E. CONNOLLY
LINDA CHRISTOPHER, JJ.

2017-08186

DECISION & ORDER ON MOTION

In the Matter of Marc Henig, appellant,
v Town of Babylon, respondent.

(Index No. 8943/16)

Motion by the appellant for leave to prosecute an appeal from a judgment of the Supreme Court, Suffolk County, dated February 2, 2017, as a poor person and to enlarge the time to perfect the appeal.

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 branch of the motion which is for leave to prosecute the appeal on the original papers is granted, and the appeal will be heard on the original papers (including the transcript of the proceedings, if any) and on the briefs of the parties, who are directed to file nine copies of their respective briefs and to serve one copy on each other; and it is further,

ORDERED that the branches of the motion which are to waive payment of the filing fee and for free transcripts are denied; and it is further,

ORDERED that the branch of the motion which is to enlarge the time to perfect the appeal is granted, and the appellant's time to perfect the appeal by causing the original papers constituting the record on the appeal to be filed in the office of the Clerk of this Court (*see* 22 NYCRR 670.9[d][2]), and by serving and filing a brief on the appeal is enlarged until April 16, 2018.

ROMAN, J.P., SGROI, CONNOLLY and CHRISTOPHER, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

February 14, 2018

MATTER OF HENIG v TOWN OF BABYLON