

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

M246359
E/afa

JOHN M. LEVENTHAL, J.P.
JEFFREY A. COHEN
JOSEPH J. MALTESE
BETSY BARROS, JJ.

2017-06326

DECISION & ORDER ON MOTION

Marash Gjelij, respondent,
v Anisa Gjelij, appellant.

(Index No. 2505/13)

Appeal by Anisa Gjelij from a judgment of the Supreme Court, Westchester County, dated April 26, 2017. By order to show cause dated December 14, 2017, the parties were directed to show cause before this Court why an order should or should not be made and entered dismissing the appeal from so much of the judgment as relates to issues other than custody and visitation in the above-entitled action for failure to comply with a scheduling order dated October 17, 2017, issued pursuant to § 670.4(a)(2) of the rules of this Court (22 NYCRR 670.4[a][2]).

Now, upon the order to show cause and no papers having been filed in response thereto, it is

ORDERED that the motion to dismiss the appeal from so much of the judgment as relates to issues other than custody and visitation is granted, and the appeal from so much of the judgment as relates to issues other than custody and visitation is dismissed, without costs or disbursements, for failure to comply with the scheduling order dated October 17, 2017, issued pursuant to § 670.4(a)(2) of the rules of this Court (22 NYCRR 670.4[a][2]).

LEVENTHAL, J.P., COHEN, MALTESE and BARROS, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

February 21, 2018

GJELAJ v GJELAJ