

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

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MARK C. DILLON, J.P.
JOHN M. LEVENTHAL
ROBERT J. MILLER
JOSEPH J. MALTESE, JJ.

2017-07972

DECISION & ORDER ON MOTION

Onewest Bank, N.A., respondent,
v Donna Schifano, appellant, et al.,
defendants.

(Index No. 57144/15)


Motion by the appellant, in effect, for leave to serve and file a supplemental record containing a power of attorney issued by the FDIC and notarized June 13, 2013, on an appeal from an order of the Supreme Court, Westchester County, dated April 7, 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 matter is remitted to the Supreme Court, Westchester County, to report on whether that court considered the power of attorney issued by the FDIC and notarized June 13, 2013, in connection with the motion and the cross motion that were determined by the order dated April 7, 2017; the Supreme Court, Westchester County, shall file its report to this Court with all convenient speed; and it is further,

ORDERED that the motion is held in abeyance in the interim.

DILLON, J.P., LEVENTHAL, MILLER and MALTESE, JJ., concur.

ENTER: 
Aprilanne Agostino
Clerk of the Court

March 2, 2018

ONEWEST BANK, N.A. v SCHIFANO