

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

M246825
E/sl

ALAN D. SCHEINKMAN, P.J.
JEFFREY A. COHEN
COLLEEN D. DUFFY
ANGELA G. IANNACCI, JJ.

2017-09911

DECISION & ORDER ON MOTION

In the Matter of Nicholas DePalma, Sr., appellant,
v Victoria Cordaro, respondent.

(Docket No. V-5280-15/15A)

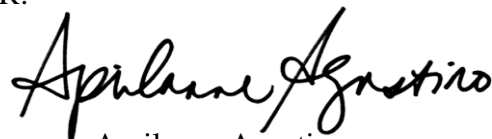
Appeal by Nicholas DePalma, Sr., from an order of the Family Court, Richmond County, dated August 14, 2017. By order to show cause dated January 18, 2018, the parties were directed to show cause before this Court why an order should or should not be made and entered dismissing the appeal in the above-entitled proceeding for failure to comply with a scheduling order dated October 4, 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 is granted, and the appeal is dismissed, without costs or disbursements, for failure to comply with the scheduling order dated October 4, 2017, issued pursuant to § 670.4(a)(2) of the rules of this Court (22 NYCRR 670.4[a][2]).

SCHEINKMAN, P.J., COHEN, DUFFY and IANNACCI, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

March 1, 2018

MATTER OF DePALMA v CORDARO