

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

M246875
E/afa

LEONARD B. AUSTIN, J.P.
SHERI S. ROMAN
ROBERT J. MILLER
FRANCESCA E. CONNOLLY, JJ.

2016-12251, 2017-07534

DECISION & ORDER ON MOTION

Deutsche Bank National Trust Company,
etc., respondent, v Simeon Broomes, appellant,
et al., defendants.

(Index No. 500473/13)

Motion by the appellant on appeals from an order of the Supreme Court, Kings County, dated April 6, 2016, and a judgment of the same court dated March 3, 2017, inter alia, to stay enforcement of the judgment and to stay the sale of the subject premises, pending hearing and determination of the appeals, and, in effect, to consolidate the appeals, to deem the appellant's appendix and appellant's brief filed in connection with the appeal from the order to be filed in connection with the appeal from the judgment, and for leave to serve and file a supplemental appellant's appendix containing the judgment and the notice of appeal from the judgment.

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, in effect, to consolidate the appeals, to deem the appellant's appendix and appellant's brief filed in connection with the appeal from the order to be filed in connection with the appeal from the judgment, and for leave to serve and file a supplemental appellant's appendix containing the judgment and the notice of appeal from the judgment is granted, and the appellant shall serve and file the supplemental appellant's appendix containing the judgment and the notice of appeal from the judgment on or before March 26, 2018; and it is further,

ORDERED that the motion is otherwise denied; and it is further,

ORDERED that on the Court's own motion, the respondent's time to serve and file a brief is enlarged until April 25, 2018, and the respondent's brief, if any, shall be served and filed on or before that date.

AUSTIN, J.P., ROMAN, MILLER and CONNOLLY, JJ., concur.

ENTER:


Aprilanne Agostino
Clerk of the Court

March 5, 2018

DEUTSCHE BANK NATIONAL TRUST COMPANY v BROOMES