

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

M246932  
E/afa

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

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2017-07180

DECISION & ORDER ON MOTION

Susan Zachry, appellant, v William F.  
Comunale, respondent.

(Index No. 5073/14)

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Motion by the respondent to dismiss an appeal from an order of the Supreme Court, Suffolk County, dated May 4, 2017, for failure to timely perfect.

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 motion is granted and the appeal is dismissed, without costs or disbursements (*see* 22 NYCRR 670.8[e]).

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

ENTER:



Aprilanne Agostino  
Clerk of the Court

March 8, 2018

ZACHRY v COMUNALE