

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

M247161
E/rr

JOHN M. LEVENTHAL, J.P.
SYLVIA O. HINDS-RADIX
BETSY BARROS
FRANCESCA E. CONNOLLY, JJ.

2018-02360

DECISION & ORDER ON MOTION

In the Matter of Concerned Citizens for the
Hudson Valley, et al., appellants, v Town
of Goshen, et al., respondents.

(Index No. 9517/17)


Motion by the petitioners for leave to appeal to this Court from an order of the Supreme Court, Orange County, dated February 22, 2018, and to enjoin the respondent Merlin Entertainments Group US Holdings, Inc., from engaging in clear cutting activities at the project site that is the subject of the underlying CPLR article 78 proceeding, pending hearing and determination of the appeal.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the branch of the motion which is for leave to appeal is denied; and it is further,

ORDERED that the motion is otherwise denied as academic.

LEVENTHAL, J.P., HINDS-RADIX, BARROS and CONNOLLY, JJ., concur.

ENTER: 
Aprilanne Agostino
Clerk of the Court

March 6, 2018

MATTER OF CONCERNED CITIZENS FOR THE HUDSON VALLEY v TOWN OF
GOSHEN