

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

M247169
E/afa

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

2017-03530

DECISION & ORDER ON MOTION

Cynthia Settles, appellant, v Onewest Bank, FSB, et al., respondents, et al., defendants.

(Index No. 1317/15)

Motion by the appellant pro se on an appeal from an order of the Supreme Court, Rockland County, entered February 2, 2017, to waive compliance with the requirements of 22 NYCRR 670.10.2(f) regarding certification of the record and the supplemental record on appeal. Cross motion by the respondents for leave to serve and file a supplemental record, to direct the appellant to pay the costs of the supplemental record, and to enlarge the time to serve and file a brief.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, and upon the papers filed in support of the cross motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the branches of the cross motion which are for leave to serve and file a supplemental record and to direct the appellant to pay the costs of the supplemental record are granted to the extent that on or before April 9, 2018, the appellant shall serve and file a second supplemental record which contains the affidavit of Cynthia Settles dated April 18, 2016, as well as Exhibits B, H and I annexed to the affidavit, and those branches of the cross motion are otherwise denied; and it is further,

ORDERED that the branch of the cross motion which is to enlarge the respondents' time to serve and file a brief is granted, the respondents' time to serve and file a brief is enlarged until May 9, 2018, and the respondents' brief shall be served and filed on or before that date; and it is further,

March 9, 2018

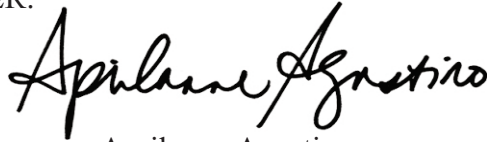
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ORDERED that the motion to waive certification is denied with leave to renew by a motion made simultaneously with the filing of the second supplemental record.

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

ENTER:

A handwritten signature in black ink that reads "Aprilanne Agostino". The signature is written in a cursive, flowing style.

Aprilanne Agostino
Clerk of the Court