

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

M247702
E/rr

JEFFREY A. COHEN, J.P.
HECTOR D. LASALLE
FRANCESCA E. CONNOLLY
VALERIE BRATHWAITE NELSON, JJ.

2018-02600

DECISION & ORDER ON MOTION

Debra Scotto, plaintiff,
v Mark Scotto, et al., defendants;
104-106 1st Place Corp., nonparty.

(Index No. 500442/18)

Motion by nonparty 104-106 1st Place Corp. for leave to appeal to this Court from an order to show cause of the Supreme Court, Kings County, dated February 16, 2018, and to stay enforcement of a temporary restraining order contained in the order to show cause, 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.

COHEN, J.P., LASALLE, CONNOLLY and BRATHWAITE NELSON, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

March 16, 2018

SCOTTO v SCOTTO