

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

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WILLIAM F. MASTRO, J.P.
JEFFREY A. COHEN
FRANCESCA E. CONNOLLY
VALERIE BRATHWAITE NELSON, JJ.

2017-05864

DECISION & ORDER ON MOTION

Nilly Ben-Efraim, appellant,
v Harry Demiris, etc., respondent.

(Index No. 10260/13)

Motion by the respondent to dismiss an appeal from an order of the Supreme Court, Nassau County, entered April 19, 2017, on the ground that it has been rendered academic or, in the alternative, 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, it is

ORDERED that the branch of the motion which is to dismiss the appeal is held in abeyance and referred to the panel of Justices hearing the appeal for determination upon the argument or submission thereof; and it is further,

ORDERED that the branch of the motion which is to enlarge the respondent's time to serve and file a brief is granted, the respondent's time to serve and file a brief is enlarged until April 27, 2018, and the respondent's brief shall be served and filed on or before that date.

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

ENTER:



Aprilanne Agostino
Clerk of the Court

March 27, 2018

BEN-EFRAIM v DEMIRIS