

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

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ALAN D. SCHEINKMAN, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
MARK C. DILLON
RUTH C. BALKIN, JJ.

2017-11846

DECISION & ORDER ON MOTION

Yolanda Powell, appellant,
v Leona Burg, respondent.

(Index No. 5408/14)

Application by the appellant pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal from a clerk's extract of the minutes of a jury verdict of the Supreme Court, Kings County, dated August 25, 2017.

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

ORDERED that on the Court's own motion, the appeal is dismissed, without costs or disbursements, as no appeal lies from a clerk's extract of the minutes of a jury verdict (*see* CPLR 5512[a]; *Rockman v Brosnan*, 280 AD2d 591); and it is further,

ORDERED that the application is denied.

SCHEINKMAN, P.J., MASTRO, RIVERA, DILLON and BALKIN, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

April 2, 2018

POWELL v BURG