

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

M248404
E/afa

JOHN M. LEVENTHAL, J.P.
SANDRA L. SGROI
HECTOR D. LASALLE
VALERIE BRATHWAITE NELSON, JJ.

2017-12665

DECISION & ORDER ON MOTION

U.S. Bank National Association, etc., respondent,
v Jose Penate, et al., defendants, Paula
Cuellar-Penate, appellant.

(Index No. 8945/15)

2018-00188

U.S. Bank National Association, etc., respondent,
v Jose Penate, et al., defendants, Paula
Cuellar-Penate, appellant.

(Index No. 8945/15)

Motion by the appellant to consolidate appeals from two orders of the Supreme Court, Nassau County, entered September 5, 2017, and September 7, 2017, respectively.

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

ORDERED that the motion is denied as unnecessary as the appeals may be consolidated as of right (*see* 22 NYCRR 670.7[c][1]).

LEVENTHAL, J.P., SGROI, LASALLE and BRATHWAITE NELSON, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

April 6, 2018

U.S. BANK NATIONAL ASSOCIATION v PENATE