

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

M248414
E/afa

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

2015-03862

DECISION & ORDER ON MOTION

In the Matter of New Creek Bluebelt, Phase 3.
Baycrest Manor, Inc., respondent;
City of New York, appellant.

(Index No. 4013/06)

Motion by the respondent for leave to reargue an appeal from a fifth separate and partial final decree of the Supreme Court, Richmond County, dated January 29, 2015, which was determined by opinion and order of this Court dated November 15, 2017, or, in the alternative, for leave to appeal to the Court of Appeals from the opinion and order of this Court. Cross motion by the appellant for leave to appeal to the Court of Appeals from the opinion and order of this Court.

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 motion and the cross motion are denied.

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

ENTER:



Aprilanne Agostino
Clerk of the Court

April 5, 2018

MATTER OF NEW CREEK BLUEBELT, PHASE 3