

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

M248563
E/afa

MARK C. DILLON, J.P.
SANDRA L. SGROI
ROBERT J. MILLER
VALERIE BRATHWAITE NELSON, JJ.

2017-05085

DECISION & ORDER ON MOTION

U.S. Bank National Association, etc., respondent,
v Kyaw Htye, appellant, et al., defendants.

(Index No. 5062/11)

Motion by the respondent to dismiss an appeal from an order of the Supreme Court, Kings County, dated February 17, 2017, for failure to timely perfect.

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 granted and the appeal is dismissed, without costs or disbursements (*see* 22 NYCRR 670.8[e]).

DILLON, J.P., SGROI, MILLER and BRATHWAITE NELSON, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

April 10, 2018

U.S. BANK NATIONAL ASSOCIATION v HTYTE