

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

M248800
E/afa

SHERI S. ROMAN, J.P.
SANDRA L. SGROI
JOSEPH J. MALTESE
ANGELA G. IANNACCI, JJ.

2015-10823, 2015-11332,
2017-09977, 2017-09978

DECISION & ORDER ON MOTION

Bank of America, N.A., plaintiff-respondent,
v Barry S. Cord, etc., appellant, 19 East 80th
Street Associates, LLC, defendant-respondents,
et al., defendants.

(Index No. 2192/14)

Motion by the appellant, in effect, to consolidate appeals from two orders of the Supreme Court, Dutchess County, both dated September 14, 2015, with appeals from an order and a judgment of the same court dated July 10, 2017, and July 11, 2017, respectively, to deem the record and briefs filed in connection with the appeals from the orders dated September 14, 2015, to be filed in connection with the appeals from the order dated July 10, 2017, and the judgment, for leave to serve and file a supplemental brief raising additional issues in connection with the appeals from the order dated July 10, 2017, and the judgment, and a supplemental record containing the order dated July 10, 2017, the judgment, the notices of appeal from order dated July 10, 2017, and the judgment, and any additional papers constituting the record for the appeals from the order dated July 10, 2017, and the judgment which are not contained in the record filed in connection with the appeals from the orders dated September 14, 2015. Application by the appellant pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect the appeals from the order dated July 10, 2017, and the judgment.

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

ORDERED that the motion and the application are granted, the appeals are consolidated, and on or before May 14, 2018, the appellant shall serve and file a supplemental brief raising additional issues in connection with the appeals from the order dated July 10, 2017, and the judgment, and a supplemental record containing the order dated July 10, 2017, the judgment, the

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notices of appeal from order dated July 10, 2017, and the judgment, and any additional papers constituting the record for the appeals from order dated July 10, 2017, and the judgment which are not contained in the record filed in connection with the appeals from the orders dated September 14, 2015.

ROMAN, J.P., SGROI, MALTESE and IANNACCI, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "Aprilanne Agostino". The signature is written in a cursive, flowing style.

Aprilanne Agostino
Clerk of the Court