

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

M249022
E/afa

MARK C. DILLON, J.P.
JOHN M. LEVENTHAL
ROBERT J. MILLER
COLLEEN D. DUFFY, JJ.

2017-07322

DECISION & ORDER ON MOTION

Bank of America, respondent,
v Roxanne Russell, appellant,
et al., defendants.

(Index No. 13046/09)

Motion by the respondent to dismiss an appeal from an order of the Supreme Court, Kings County, dated April 17, 2017, for failure to timely perfect. Application by the appellant pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect the appeal.

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 application and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion is denied; and it is further,

ORDERED that the application is granted, the appellant's time to perfect the appeal is enlarged until May 21, 2018, and the record or appendix on the appeal and the appellant's brief shall be served and filed on or before that date.

DILLON, J.P., LEVENTHAL, MILLER and DUFFY, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

April 20, 2018

BANK OF AMERICA v RUSSELL