

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

M249060  
E/rr

CHERYL E. CHAMBERS, J.P.  
SANDRA L. SGROI  
JOSEPH J. MALTESE  
FRANCESCA E. CONNOLLY, JJ.

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2016-07068

DECISION & ORDER ON MOTION

Wells Fargo Bank, N.A., plaintiff,  
v Kenneth M. Elsmann, appellant, et al.,  
defendants; US Bank Trust, N.A., etc.,  
nonparty-respondent.

(Index No. 24725/08)

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Motion by the appellant to set aside the foreclosure sale of the subject premises and vacate the referee's deed, on an appeal from a judgment of the Supreme Court, Nassau County, entered May 3, 2016.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the motion is denied.

CHAMBERS, J.P., SGROI, MALTESE and CONNOLLY, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

April 20, 2018

WELLS FARGO BANK, N.A. v ELSMAN