

**SUPREME COURT OF THE STATE OF NEW YORK**  
***Appellate Division, Fourth Judicial Department***

**225**

**CA 23-02148**

PRESENT: BANNISTER, J.P., MONTOUR, SMITH, AND NOWAK, JJ.

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IN THE MATTER OF CAYUGA NATION, PETITIONER-APPELLANT,

V

MEMORANDUM AND ORDER

ELIJAH JIMERSON, RESPONDENT-RESPONDENT.

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BARLCAY DAMON LLP, SYRACUSE (MICHAEL E. NICHOLSON OF COUNSEL), FOR  
PETITIONER-APPELLANT.

JOSEPH J. HEATH, SYRACUSE, AND LAW OFFICES OF MICHAEL D. SLIGER, NEW  
YORK CITY, FOR RESPONDENT-RESPONDENT.

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Appeal from an order of the Supreme Court, Seneca County (Barry L. Porsch, A.J.), entered November 30, 2023. The order granted the motion of respondent to vacate a default judgment.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs.

Memorandum: Petitioner appeals from an order that granted respondent's motion to vacate a default judgment, which domesticated a judgment of the Cayuga Nation Civil Court against respondent. We affirm for the reasons stated in *Matter of Cayuga Nation v John* (-AD3d - [June 6, 2025] [4th Dept 2025]).

Entered: June 6, 2025

Ann Dillon Flynn  
Clerk of the Court