

**Fred Torbert Jr. v Metropolitan N.Y. Synod of the
Evangelical Lutheran Church in Am.**

Motion No: 2026-02879

Slip Opinion No: 2026 NY Slip Op 70521(U)

Decided on June 18, 2026

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

Supreme Court of the State of New York
Appellate Division, First Judicial Department

Present – Hon. Troy K. Webber,
David Friedman
Manuel J. Mendez
John R. Higgitt
Shlomo S. Hagler,

Justice Presiding,

Justices.

Fred Torbert Jr.
Plaintiff-Respondent,

-against-

Motion No. 2026-02879
Index No. 950498/21
Case No. 2025-04226

Metropolitan New York Synod of The Evangelical
Lutheran Church in American also known as
Metropolitan New York Synod,
Defendant-Appellant,

Saint Peters in the Bronx Lutheran Church, et al.,
Defendants.

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about June 05, 2025, and said appeal having been perfected,

And defendant-appellant having moved to stay the instant action pending hearing and determination of the aforesaid appeal,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is granted.

ENTERED: June 18, 2026



Susanna Molina Rojas
Clerk of the Court