

**Matter of SUPER SMOKE N SAVE LLC et al. v NEW YORK
STATE CANNABIS CONTROL BOARD et al. ELFAND
ORGANIZATION, LLC, Doing Business as EMPIRE
CANNABIS CLUBS**

Motion No: CV-25-1882

Slip Opinion No: 2026 NY Slip Op 71346(U)

Decided on June 25, 2026

Appellate Division, Third Department, Motion Decision

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This motion is uncorrected and is not subject to publication in the
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State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: June 25, 2026

CV-25-1882

In the Matter of SUPER SMOKE N
SAVE LLC et al.,
Respondents,
v

DECISION AND ORDER
ON MOTION

NEW YORK STATE CANNABIS
CONTROL BOARD et al.,
Respondents.

ELFAND ORGANIZATION, LLC,
Doing Business as EMPIRE
CANNABIS CLUBS,
Appellant.

Motion to vacate dismissal of appeal and for extension of time to perfect appeal.

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

ORDERED that the motion is granted, without costs, the dismissal of the appeal is vacated (*see* 22 NYCRR 1250.10 [c]) and the time to perfect the appeal is extended to July 6, 2026. No further extensions of time will be granted absent an unanticipated excuse for the delay.

Clark, J.P., Aarons, Pritzker, Mackey and Corcoran, JJ., concur.

ENTER:



Robert D. Mayberger
Clerk of the Court