

1211 Gilbert Ave. Holdings LLC v Alta Berri

Motion No: 2026-02640

Slip Opinion No: 2026 NY Slip Op 71537(U)

Decided on June 30, 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. Dianne T. Renwick,
David Friedman
Ellen Gesmer
Manuel J. Mendez
Llinét M. Rosado,

Presiding Justice,

Justices.

1211 Gilbert Avenue Holdings LLC,
Plaintiff-Appellant,

Motion No. **2026-02640**

Index No. 816749/23E

Case No. 2025-02518

-against-

Alta Berri,
Defendant-Respondent.

Defendant-respondent having moved to dismiss the appeal taken to this Court from an order of the Supreme Court, Bronx County, entered on or about February 07, 2025, or to confirm that the appeal is deemed dismissal and to direct the Clerk to mark the appeal dismissed, and to deny any further extension of time in which to perfect the appeal, in accordance with this Court's order entered on February 10, 2026 (Motion Nos. 2025-06565 and 2025-06923),

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 insofar as it seeks to dismiss the appeal is denied as moot, and otherwise the motion is denied.

ENTERED: June 30, 2026



Susanna Molina Rojas
Clerk of the Court