

Matter of DEAN HANNIFORD v DANIEL F. MARTUSCELLO

Motion No: CV-26-0217

Slip Opinion No: 2026 NY Slip Op 71934(U)

Decided on July 02, 2026

Appellate Division, Third Department, Motion Decision

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State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: July 2, 2026

CV-26-0217

In the Matter of DEAN HANNIFORD,
Petitioner,

v

DANIEL F. MARTUSCELLO,
Respondent.

DECISION AND ORDER
ON MOTION

Motion for leave to appeal.

Motion to waive costs, fees and expenses.

Upon the papers filed in support of the motions, and no papers having been filed in opposition thereto, it is

ORDERED that the motion to waive costs, fees and expenses is granted, without costs, only to the extent that the filing fee associated with the motion for leave to appeal required by CPLR 8022 is waived, and it is further

ORDERED that the motion for leave to appeal is referred to Justice Fisher, who makes the following decision: Motion denied, without costs, as unnecessary. The order sought to be appealed is appealable as of right (*see* CPLR 5701 [a] [1]).

Aarons, J.P., Pritzker, Fisher and Corcoran, JJ., concur.

ENTER:



Robert D. Mayberger
Clerk of the Court