

Green 333 Corp. v RNL Life Science, Inc.

Motion No: 3521

Slip Opinion No: 2020 NYSlipOp 75775(U)

Decided on December 10, 2020

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,
Ellen Gesmer
Jeffrey K. Oing
Anil C. Singh
Manuel J. Mendez,

Justice Presiding,

Justices.

Green 333 Corp.,
Plaintiff-Appellant,

-against-

Motion No. **3521**
Index No. 162629/14
Case No. 2020-02762

RNL Life Science, Inc.,
Defendant- Respondent.

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about December 05, 2019, and said appeal having been perfected,

And defendant-respondent having moved to strike certain portions of the plaintiff-appellant's brief and reply brief, which purportedly refer to matters dehors the record; and to award defendant-respondent costs and reasonable attorney fees, associated with bringing this motion,

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 denied without prejudice to defendant-respondent addressing the arguments made in this application directly on appeal. The Clerk is directed to maintain the within appeal on the calendar for the January 2021 Term of this Court.

ENTERED: December 10, 2020



Susanna Molina Rojas
Clerk of the Court