

**Citigroup Global Mkts., Inc. & Edward James Mulcahy, Jr. v
John Leopoldo Fiorilla as Trustee for the benefit of, John
Leopoldo Fiorilla Trust U/A/D 06/25/2003**

Motion No: 3805 3807

Slip Opinion No: 2020 NYSlipOp 76225(U)

Decided on December 17, 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. Rolando T. Acosta,
Sallie Manzanet-Daniels
Troy K. Webber
Lizbeth González
Tanya R. Kennedy,

Presiding Justice,

Justices.

Citigroup Global Markets, Inc. and Edward
James Mulcahy, Jr.,
Petitioners-Respondents-Appellants,

Motion Nos. **3805**
3807
Index No. 653017/13
Case No. 2020-02741

-against-

John Leopoldo Fiorilla as Trustee for the
benefit of, John Leopoldo Fiorilla Trust
U/A/D 06/25/2003,
Respondent-Appellant-Respondent.

An Appeal and cross appeal having been taken from two orders of the Supreme Court, New York County, both entered on or about October 29, 2019,

And respondent-appellant-respondent having moved, pursuant to 22 NYCRR 1250.9(b), for an order affirming December 21, 2020 as the final date to perfect the appeal and cross appeal, or in the alternative, to vacate the dismissal of the appeal and cross-appeal and upon reinstatement, for an extension of time to perfect same (M-3805),

And petitioner-respondent-appellant having cross moved, pursuant to 22 NYCRR 1250.10 (c), to vacate the dismissal of their cross-appeal if this Court grants respondent-appellant-respondent's motion (M-3807),

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

It is ordered that the motion and cross-motion are granted to the extent of vacating the dismissal of the appeal and cross appeal, and upon reinstatement, extending the time for both parties to perfect their appeals to the May 2021 Term (M3805 and M-3807).

ENTERED: December 17, 2020

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is fluid and cursive, with the first name "Susanna" being the most prominent part.

Susanna Molina Rojas
Clerk of the Court