

Gordon Elliott v Sophia Elliott

Motion No: 2021-01361

Slip Opinion No: 2021 NYSlipOp 65926(U)

Decided on May 11, 2021

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. Sallie Manzanet-Daniels,
Judith J. Gische
Cynthia S. Kern
Lizbeth González
Martin Shulman,

Justice Presiding,

Justices.

Gordon Elliott,

Plaintiff,

-against-

Sophia Elliott,

Defendant.

Motion No. **2021-01361**

Index No. 312489/2013

Case No. 2021-01214

Confidential

Defendant having moved for an order, pursuant to CPLR 5704(a), granting review of the declination by the Hon. Lori S. Sattler, Justice Supreme Court of the State of New York, County of New York, to sign an Order to Show Cause filed in the Office of the Clerk, New York County, on or about September 01, 2020, and upon such review, directing that the Order to Show Cause, and any future Order to Show Cause in this post-judgment divorce action, be heard on its merits;

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 granted to the extent of remanding the matter to Supreme Court, New York County for the scheduling of a return date for the hearing and determination, on the merits, of defendant's underlying motion brought by order to show cause, and is otherwise denied.

ENTERED: May 11, 2021



Susanna Molina Rojas
Clerk of the Court