

Luis Vergara v Mission Capital Advisors, LLC

Motion No: 2021-01300

Slip Opinion No: 2021 NYSlipOp 66011(U)

Decided on May 13, 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. Rolando T. Acosta,
Barbara R. Kapnick
Troy K. Webber
Jeffrey K. Oing
Saliann Scarpulla,

Presiding Justice,

Justices.

Luis Vergara,
Plaintiff-Appellant,

Motion No. 2021-01300
Index No. 656441/19
Case No. 2020-02502

-against-

Mission Capital Advisors, LLC, et al.,
Defendants-Respondents.

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about May 25, 2020,

And plaintiff-appellant having moved, pursuant to 22 NYCRR 1250.10(c), to vacate the dismissal of the appeal and, upon reinstatement, for an extension of time in which to perfect said appeal, or in the alternative, vacating the dismissal of the appeal and deeming plaintiff's Brief and Record on Appeal to be timely filed, nunc pro tunc, for the June 2021 Term of this Court,

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 that the dismissal of the appeal is vacated, the appeal reinstated, and the time in which to perfect said appeal is extended to the October 2021 Term of this Court.

ENTERED: May 13, 2021



Susanna Molina Rojas
Clerk of the Court