

**Samuel Capsouto, individually & Derivatively on behalf of
Nominal Capsouto Assoc. Realty LLC. a N.Y. Ltd. Liab. Co. v
Jacques Capsouto**

Motion No: 2021-02051

Slip Opinion No: 2021 NYSlipOp 68473(U)

Decided on July 01, 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,
Sallie Manzanet-Daniels
Judith J. Gische
Barbara R. Kapnick
Troy K. Webber,

Presiding Justice,

Justices.

Samuel Capsouto, individually and
Derivatively on behalf of Nominal Defendant
Capsouto Associates Realty LLC. a
New York Limited Liability Company,
Plaintiff-Respondent,

Motion No. **2021-02051**
Index No. 655738/16
Case No. 2021-01118

-against-

Jacques Capsouto,
Defendant-Appellant,

Nominal Defendants Capsouto Associates
Realty LLC, and Washington BC Studio Corp,
Defendants.

An appeal having been taken to this Court from an order and judgment (one paper) of the Supreme Court, New York County, entered on or about February 05, 2021,

And plaintiff-respondent having moved for an appellate preference directing that the appeal be perfected for, and heard in, the September 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 denied.

ENTERED: July 01, 2021



Susanna Molina Rojas
Clerk of the Court