

Athas Ioannou v 1 BK St. Corp.

Motion No: 2021-01999

Slip Opinion No: 2021 NYSlipOp 68703(U)

Decided on July 08, 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.

Athas Ioannou,
Plaintiff-Respondent,

-against-

Motion No. 2021-01999
Index No. 160523/2019
Case No. 2021-02075

1 BK Street Corp.,
Defendant-Appellant.

An appeal having been taken from an order of the Supreme Court, New York County, dated May 25, 2021 and entered on or about June 03, 2021, which denied defendant's motion for a protective order suppressing, nunc pro tunc, the Building-Wide Rent Roll registrations for the subject building, provided by the New York State Division of Housing and Community Renewal, in response to a Judicial Subpoena Duces Tecum,

And defendant-appellant having moved for an order (a) granting a stay, pending the hearing and determination of the appeal, of enforcement of the aforesaid order; and (b) directing that plaintiff and his attorneys or other agents, pending the hearing and determination of the appeal, may not use any information contained in the Building-Wide Rent Roll registrations in this or any future proceeding nor discuss, distribute, or communicate in any way any information contained in said registrations,

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, insofar as it seeks to stay enforcement of the order, dated May 25, 2021 and entered on or about June 03, 2021, is denied; and

It is further ordered that pending the hearing and of the appeal, the information so disclosed shall be kept confidential by the parties, their attorneys or other agents.

ENTERED: July 08, 2021

A handwritten signature in black ink, reading "Susanna Molina Rojas". The signature is written in a cursive, flowing style.

Susanna Molina Rojas
Clerk of the Court