

**Phoenix Owners Corp. v Mindel Residential Props., L.P.**

Motion No: 2021-02087

Slip Opinion No: 2021 NYSlipOp 73355(U)

Decided on October 19, 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,  
Dianne T. Renwick  
Sallie Manzanet-Daniels  
Judith J. Gische  
Barbara R. Kapnick,

Presiding Justice,  
  
  
  
Justices.

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Phoenix Owners Corp.,  
Petitioner-Respondent,

Motion No. **2021-02087**  
Index No. 162049/19  
Case No. 2020-03901

For an Order and Judgment pursuant to  
RPAPL §881 granting Petitioner a license to  
enter the adjoining properties of  
Respondent,

-against-

Mindel Residential Properties, L.P.,  
Respondent-Appellant.

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An appeal having been taken to this Court from an order of the Supreme Court,  
New York County, entered on or about August 27, 2020,

Now, upon reading and filing the correspondence from counsel for respondent-  
appellant, dated June 16, 2021, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the  
aforesaid correspondence.

ENTERED: October 19, 2021



Susanna Molina Rojas  
Clerk of the Court