

**Kurland & Assoc., P.C., doing business as the Kurland
Group v Glassdoor, Inc., Michalina Shuter & Jane/John Doe**

Motion No: 2022-00135

Slip Opinion No: 2022 NYSlipOp 61574(U)

Decided on February 10, 2022

Appellate Division, First Department, Motion Decision

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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. Judith J. Gische,
Troy K. Webber
Jeffrey K. Oing
Manuel J. Mendez
Bahaati E. Pitt,

Justice Presiding,

Justices.

Kurland & Associates, P.C., doing business as
The Kurland Group,
Plaintiff-Respondent-Appellant,

Motion No. 2022-00135
Index No. 162083/18
Case Nos. 2021-02776
2021-03169

-against-

Glassdoor, Inc., Michalina Shuter and
Jane/John Doe,
Defendants-Appellants-Respondents.

An appeal and cross-appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about June 29, 2021 (Case No. 2021-02776), and the appeal having been perfected,

And an appeal having been taken by plaintiff from an order, same court, entered on or about July 23, 2021 (Case No. 2021-03169),

And plaintiff-respondent-appellant having moved to: (1) strike defendants-appellants-respondents' inclusion of Case No. 2021-03169 in the record of Case No. 2021-02776 pursuant to CPLR 2001 and 22 NYCRR 1250.9; (2) grant a preference to Case No. 2021-02776 in the calendaring of the appeal, (3) withdraw respondent's brief and appendix for future filing in this matter, (4) extend the time for plaintiff to perfect the appeal under Case No. 2021-03169 until sixty days after this Court decides this motion, and (5) award it costs,

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 striking from the joint appendix all documents pertaining to plaintiff's appeal from the July 23, 2021 order (Case No. 2021-03169). Defendants are directed to file a replacement appendix on or before February 22, 2022 for the May 2022 Term which omits the documents pertaining to Case No. 2021-03169. The Clerk is directed to calendar the appeal under Case No. 2021-02776 to be heard during said May 2022 Term. Respondents brief and appendix, filed on January 05, 2022, shall be deemed filed except that plaintiff is permitted to remove all references to Case No. 2021-03169. Plaintiff is granted an extension of time to perfect the appeal from the July 23, 2021 order (Case No. 2021-03169) to the September 2022 Term, without prejudice to defendants' raising any arguments in opposition. The motion is otherwise denied.

ENTERED: February 10, 2022

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is fluid and cursive, with the first name "Susanna" being the most prominent part.

Susanna Molina Rojas
Clerk of the Court