

Matter of Vicari v Shea

Motion No: 2022-01202

Slip Opinion No: 2022 NYSlipOp 65154(U)

Decided on April 28, 2022

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. Judith J. Gische,
David Friedman
Peter H. Moulton
Saliann Scarpulla
Bahaati E. Pitt,

Justice Presiding,

Justices.

In the Matter of the Application of
Frank Vicari,
Petitioner-Respondent,

Motion No. 2022-01202
Index No. 161001/20
Case No. 2021-03892

For a Judgment Pursuant to Article 78 of the
New York Civil Practice Law and Rules,

-against-

Dermot Shea, in his official capacity as Police
Commissioner, and all successors therein,
Jonathan David, in his official capacity as
Director, NYPD License Division, and
Michael Barreto, in his official capacity as
Commanding Officer of the License Division,
Respondents-Appellants.

An appeal having been taken to this Court from an order and judgment of the
Supreme Court, New York County, entered on or about June 09, 2021,

And respondents-appellants having moved to enlarge the record on appeal to
include petitioner's "letter of necessity", annexed to the moving papers as Exhibit B, and
for an extension of time in which to perfect the aforesaid appeal,

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 to enlarge the record to include the document annexed to the moving papers as Exhibit B is granted, and the time in which to perfect the appeal is extended to the September 2022 Term of this Court.

ENTERED: April 28, 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.

Susanna Molina Rojas
Clerk of the Court