

**Timothy Whealon v Gramercy Park Residence Corp., the Bd.  
of Directors of Gramercy Park Residence Corp., & J&C  
Lamb Mgt. Corp.**

Motion No: 2022-02994

Slip Opinion No: 2022 NYSlipOp 71619(U)

Decided on September 13, 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. Anil C. Singh,  
Tanya R. Kennedy  
Saliann Scarpulla  
Martin Shulman  
Julio Rodriguez III,

Justice Presiding,

Justices.

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Timothy Whealon,  
Plaintiff-Respondent,

Motion No. 2022-02994  
Index No. 651595/2019  
Case No. 2021-04562

-against-

Gramercy Park Residence Corp., The Board  
of Directors of Gramercy Park Residence  
Corp., and J&C Lamb Management Corp.,  
Defendants-Appellants.

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An appeal having been taken from an order of the Supreme Court, New York County, entered on or about December 17, 2020,

And defendants-appellants having moved, pursuant to 22 NYCRR 1250.10(c), to vacate the dismissal of the appeal, and, upon vacatur, for an extension of time to perfect same,

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 vacating the dismissal and reinstating the aforesaid appeal and extending the time to perfect same to the January 2023 Term of this Court.

ENTERED: September 13, 2022



Susanna Molina Rojas  
Clerk of the Court