

JODI S. SERLING v ANNE C. SERLING

Motion No: 534500

Slip Opinion No: 2023 NY Slip Op 61149(U)

Decided on January 26, 2023

Appellate Division, Third Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: January 26, 2023

534500

JODI S. SERLING, Also Known as JOYCE
SERLING, as Beneficiary and
Cotrustee of the WAHUTA
COMPOUND TRUST, et. al.,
Respondents-Appellants,

DECISION AND ORDER
ON MOTION

v

ANNE C. SERLING, Also Known as
ANNE SERLING SUTTON, as
Cotrustee of the WAHUTA
COMPOUND TRUST,
Appellant-Respondent.

Motion to vacate dismissal of cross appeal and for extension of time to perfect cross appeal.

Upon the papers filed in support of the motion, and no papers having been filed in opposition thereto, it is

ORDERED that the motion is denied, without costs, and without prejudice to renewal supported by an affidavit setting forth good cause for vacatur of the dismissal, an intent to perfect the cross appeal within a reasonable time and sufficient facts to demonstrate a meritorious cross appeal, as required by 22 NYCRR 1250.10 (c).

Garry, P.J., Lynch, Clark and Fisher, JJ., concur.

ENTER:

Robert D. Mayberger
Clerk of the Court