

**Mark P. Hurley v EB Safe, LLC**

Motion No: 2023-00560

Slip Opinion No: 2023 NY Slip Op 63051(U)

Decided on March 09, 2023

Appellate Division, First Department, Motion Decision

Published by [New York State Law Reporting Bureau](#) pursuant to  
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. Sallie Manzanet-Daniels, Justice Presiding,  
Jeffrey K. Oing  
Tanya R. Kennedy  
Martin Shulman  
Julio Rodriguez III, Justices.

---

Mark P. Hurley and JA Brookview, LLC, Petitioners-Appellants,	Motion No. 2023-00560
	Index No. 650033/22
	Case No. 2022-02124

-against-

EB Safe, LLC, et al.,  
Respondents-Respondents.

---

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about March 31, 2022, and said appeal having been perfected,

And respondents-respondents having moved for leave to supplement the record on appeal with certain evidence from the underlying arbitration proceeding,

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 denied.

ENTERED: March 09, 2023



Susanna Molina Rojas  
Clerk of the Court