

**Geraldine Ross, - v Distinguished Diagnosis Imaging PC &
Eurina Capelle**

Motion No: 2023-03176

Slip Opinion No: 2023 NY Slip Op 72966(U)

Decided on September 07, 2023

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, Justice Presiding,
Lizbeth González
Tanya R. Kennedy
Julio Rodriguez III
Bahaati E. Pitt-Burke, Justices.

| | | |
|----------------------|------------|------------|
| Geraldine Ross, | Motion No. | 2023-03176 |
| Plaintiff-Appellant, | Index No. | 29370/19 |
| | Case No. | 2023-00261 |

-against-

Distinguished Diagnosis Imaging PC and
Eurina Capelle,
Defendants-Respondents.

An appeal having been taken to this Court from an order of the Supreme Court, Bronx County, entered on or about July 08, 2022,

And plaintiff-appellant, pro se, having moved for civil poor person relief, and for leave, 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 2024 Term of this Court, and is otherwise denied.

ENTERED: September 07, 2023



Susanna Molina Rojas
Clerk of the Court