

30-32 W. 31st LLC v Heena Hotel LLC

Motion No: 2023-03432

Slip Opinion No: 2023 NY Slip Op 73294(U)

Decided on September 14, 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.

30-32 West 31st LLC and Andrew	Motion No.	2023-03432
Impagliazzo,	Index No.	651918/12
Plaintiffs-Respondents-Appellants,	Case No.	2023-01147

-against-

Heena Hotel LLC, Nayan Patel,
Defendants-Appellants-Respondents/
Counterclaim Plaintiffs,

NCBL NY, LLC,
Defendant-Respondent/Counterclaim
Plaintiff,

-against-

HY Point Project & Development LLC, and
Renotal Construction, Inc., also known as
Renotal Construction Corp.,
Counterclaim Defendants.

An appeal and cross appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about October 05, 2022,

And plaintiffs-respondents-appellants having moved, pursuant to 22 NYCRR 1250.10(c), to vacate the dismissal of their cross appeal, and, upon vacatur, for an extension of time in which 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 cross appeal and extending the time in which to perfect same to the February 2024 Term of this Court.

ENTERED: September 14, 2023

A handwritten signature in black ink, appearing to read "Susanna M. Rojas". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Susanna Molina Rojas
Clerk of the Court