

Martina Gordon v Maureen Martel

Motion No: 2024-04355 2024-04356

Slip Opinion No: 2024 NY Slip Op 76366(U)

Decided on October 15, 2024

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. Troy K. Webber,
Peter H. Moulton
Martin Shulman
John R. Higgitt
Kelly O’Neill Levy,

Justice Presiding,

Justices.

Martina Gordon,
Plaintiff-Respondent-Appellant,

Motion Nos. 2024-04355
2024-04356
Index No. 150241/23
Case No. 2024-00148

-against-

Maureen Martel as Administrator of Ronald
Hollander, Esq., Deceased,
Defendant-Respondent-
Appellant.

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 19, 2023,

And plaintiff-respondent-appellant having moved to correct a clerical error in the Notice of Cross-Appeal and deem it filed on November 18, 2023, and for an order pursuant to 22 NYCRR 1250.10(c), to vacate the dismissal of the cross-appeal, and, upon vacatur, for an extension of time to perfect same (M-2024-04355),

And defendant-appellant-respondent having moved for an order pursuant to 22 NYCRR 1250.10(c), to vacate the dismissal of its direct appeal, and, upon vacatur, for an extension of time to perfect same (M-2024-04356)

Now, upon reading and filing the papers with respect to the motions, and due deliberation having been had thereon,

It is ordered that the motions are granted to the extent of vacating the dismissal and reinstating the aforesaid appeal and cross-appeal and extending the time to perfect same to the February 2025 Term of this Court (M-2024-04355/M-2024-04356). So much of plaintiff-respondent-appellant's motion seeking correction of a clerical error in the notice of cross-appeal is denied as unnecessary (M-2024-04355).

ENTERED: October 15, 2024

A handwritten signature in black ink, appearing to read "Susanna Molina 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