

Diana Arias-Hernandez v Franklyn C. Hernandez Jr.

Motion No: 2025-00572

Slip Opinion No: 2025 NY Slip Op 76690(U)

Decided on September 18, 2025

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,
Barbara R. Kapnick
Lizbeth González
John R. Higgitt
Llinét M. Rosado,

Justice Presiding,

Justices.

Diana Arias-Hernandez,
Plaintiff-Appellant,

Motion No. 2025-00572

Index No. 811538/24

Case No. 2025-00592

-against-

Franklyn C. Hernandez Jr.,
Defendant-Respondent.

Plaintiff-appellant having moved for an order (1) granting leave to appeal to this Court from an order of the Supreme Court, Bronx County, entered on or about January 24, 2025, and (2) insofar as leave is granted, staying enforcement of the aforesaid order pending the hearing and determination of the appeal taken therefrom,

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

It is ordered that the application for leave to appeal is denied and the motion is otherwise denied as moot. The interim relief granted by a Justice of this Court on February 03, 2025, is hereby vacated.

ENTERED: September 18, 2025



Susanna Molina Rojas
Clerk of the Court