

**Diana Arias-Hernandez v Franklyn C. Hernandez Jr.**

Motion No: 2025-04706

Slip Opinion No: 2025 NY Slip Op 77656(U)

Decided on September 30, 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.

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Diana Arias-Hernandez,  
Plaintiff-Appellant,

Motion No. 2025-04706

Index No. 811538/24

Case No. 2025-00592

-against-

Franklyn C. Hernandez Jr.,  
Defendant-Respondent.

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An appeal having been taken to this Court from an order of the Supreme Court, Bronx County, entered on or about January 27, 2025,

And plaintiff-appellant having moved, 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 denied.

ENTERED: September 30, 2025



Susanna Molina Rojas  
Clerk of the Court