

Lizette Martinez v Robert Sylvester Kelly

Motion No: 2025-05938

Slip Opinion No: 2025 NY Slip Op 82462(U)

Decided on December 16, 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. Cynthia S. Kern,
Tanya R. Kennedy
Julio Rodriguez III
John R. Higgitt
Margaret A. Chan,

Justice Presiding,

Justices.

Lizette Martinez, Lisa Van Allen, Kelly
Rogers, Faith Rogers, Roderick Gartrell, Gem
Pratts,

Motion No. 2025-05938
Index No. 160759/21
Case No. 2024-05728

Plaintiffs-Respondents,

-against-

Robert Sylvester Kelly,
Defendant-Appellant,

Donnell Russell, RSK Enterprises, LLC, and
Indybuild Corp.,
Defendants-Respondents.

Defendant-appellant having moved for an extension of time to perfect the appeal taken to this Court from an order of the Supreme Court, New York County, entered on or about August 19, 2024,

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 and the time to perfect the appeal extended to the April 2026 Term of this Court.

ENTERED: December 16, 2025



Susanna Molina Rojas
Clerk of the Court