

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 3, 2016.

PRESENT: Hon. Angela M. Mazzarelli, Justice Presiding,  
David Friedman  
Richard T. Andrias  
Karla Moskowitz  
Marcy L. Kahn, Justices.

-----X  
Roy Den Hollander,  
Plaintiff-Appellant,

-against-

M-1708  
Index No. 152656/14

Tory Shepherd, et al.,  
Defendants-Respondents.

-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 12, 2016, and said appeal having been perfected,

And defendants-respondents having moved to dismiss the appeal, or in the alternative, for an order striking plaintiff-appellant's brief and appendix, for certain costs and to adjourn the appeal to the September 2016 Term,

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 directing plaintiff-appellant to file a supplemental appendix, at his own expense, which shall include all exhibits attached to the Affirmation of Katherine M. Bolger submitted with defendants' motion to dismiss. Plaintiff-appellant is directed to serve and file said supplemental appendix on or before July 11, 2016. Page 163 of plaintiff-appellant's appendix is deemed stricken and judicial notice is taken of the documents reproduced on pages A.159-162 of said appendix. The motion is otherwise denied. The appeal will be maintained on this Court's calendar for the September 2016 Term.

ENTER:

  
CLERK

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on May 24, 2016.

PRESENT: Hon. Angela M. Mazzairelli, Justice Presiding,  
David Friedman  
Richard T. Andrias  
Karla Moskowitz  
Marcy L. Kahn, Justices.

-----X  
Roy Den Hollander,  
Plaintiff-Appellant,

-against-

M-1990  
Index No. 152656/14

Tory Shepherd, et al.,  
Defendants-Respondents.  
-----X

An appeal having been taken from an order of the Supreme Court, New York County, entered on or about January 12, 2016, and said appeal having been perfected,

And plaintiff-appellant having moved to dismiss, or in the alternative, to strike defendants-respondents' reply memorandum submitted in support of defendants-respondent's motion to dismiss the appeal, and for certain costs,

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.

ENTER:

  
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CLERK