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COURT OF APPEALS NEW FILINGS

Preliminary Appeal Statements processed
by the Court of Appeals Clerk's Office

November 12, 2021 through November 18, 2021

Each week the Clerk's Office prepares a list of recently-filed appeals, indicating short title, jurisdictional predicate, subject matter and key issues. Some of these appeals may not reach decision on the merits because of dismissal, on motion or sua sponte, or because the parties stipulate to withdrawal. Some appeals may be selected for review pursuant to the alternative procedure of Rule 500.11. For those appeals that proceed to briefing in the normal course, the briefing schedule generally will be: appellant's brief to be filed within 60 days after the appeal was taken; respondent's brief to be filed within 45 days after the due date for the filing of appellant's brief; and a reply brief, if any, to be filed within 15 days after the due date for the filing of respondent's brief.

The Court welcomes motions for amicus curiae participation from those qualified and interested in the subject matter of these newly filed appeals. Please refer to Rule 500.23 and direct any questions to the Clerk's Office.

LIPIN v DANSKE BANK:
1st Dept. App. Div. order of 6/11/20; affirmance and dismissal; sua sponte examination of whether any jurisdictional basis exists for an appeal as of right;
Appeal--Dismissal;
Supreme Court, New York County, among other things, denied defendant's motions to dismiss the litigation and granted plaintiffs' motion for summary judgment in lieu of complaint renewing the 2008 money judgment, and thereafter renewed the 2008 money judgment in favor of plaintiffs against defendant; App Div. affirmed judgment and dismissed appeals from prior orders as subsumed in appeal from judgment.

MATTER OF SALIS v PRUS:
2nd Dept. App. Div. order of 10/6/21; denial and dismissal;

Proceeding Against Body or Officer--Prohibition;
App Div. denied CPLR article 78 petition and dismissed the proceeding.