SUPREME COURT OF THE STATE OF NEW YORK

APPELLATE DIVISION: FIRST DEPARTMENT

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Index No.:

,

Plaintiff-Appellant, **NOTICE OF MOTION**  **(STAY)**

-against-

,

Defendant-Respondent.

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S I R S:

PLEASE TAKE NOTICE that upon the annexed affirmation of \_\_\_\_\_\_\_\_\_\_\_, Esq., duly affirmed on the \_\_ day of \_\_\_\_\_\_, the affirmation of \_\_\_, duly sworn to on the \_\_ day of \_\_\_\_\_\_, the exhibits attached thereto, and all the prior pleadings and proceedings herein, plaintiff-appellant, \_\_\_\_\_\_\_\_, will move this Court at a motion term, to be held in and for the Appellate Division, First Judicial Department, at the Courthouse located at 27 Madison Avenue, New York, New York on \_\_\_\_\_\_\_\_\_\_\_\_ at 9:30 a.m., or as soon thereafter as counsel may be heard for an Order pursuant to CPLR 5519(c), staying the enforcement of the Decision and Order of the Hon. \_\_\_\_\_\_\_, J.S.C., dated \_\_\_\_\_\_\_ and entered on \_\_\_\_\_\_\_\_\_\_, pending the plaintiff-appellant’s appeal therefrom.

PLEASE TAKE FURTHER NOTICE that pursuant to New York CPLR §2214(b), answering affidavits must be served by the undersigned at least seven (7) days before the return date of this application.

Dated: New York, New York

June 11, 2012

Yours, etc.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

TO: