

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D53775
L/hu

_____AD3d_____

Argued - September 8, 2017

WILLIAM F. MASTRO, J.P.
JOHN M. LEVENTHAL
JOSEPH J. MALTESE
VALERIE BRATHWAITE NELSON, JJ.

2014-08300

DECISION & ORDER

Greenpoint Mortgage Corp., plaintiff, PE-NC, LLC,
respondent, v Mary M. Lamberti, appellant, et al.,
defendants.

(Index No. 12093/05)

Michael T. Lamberti, New York, NY (R. Bertil Peterson of counsel), for appellant.

Lawrence and Walsh, P.C., Hempstead, NY (Eric P. Wainer of counsel), for
respondent.

In an action to foreclose a mortgage, the defendant Mary M. Lamberti appeals from
an order of the Supreme Court, Nassau County (Adams, J.), dated June 13, 2014, which denied, as
academic, her motion for a mandatory settlement conference pursuant to CPLR 3408.

ORDERED that the appeal is dismissed, with costs.

The appeal from the order dated June 13, 2014, must be dismissed as the right of
direct appeal therefrom terminated with entry of the judgment of foreclosure and sale in the action
(*see Matter of Aho*, 39 NY2d 241). The issues raised on the appeal from the order are brought up
for review and have been considered on the separate appeal from the judgment of foreclosure and
sale (*see CPLR 5501[a][1]*; *Greenpoint Mortgage Corp. v Lamberti*, _____ AD3d _____ [Appellate
Division Docket No. 2015-07802; decided herewith]).

MASTRO, J.P., LEVENTHAL, MALTESE and BRATHWAITE NELSON, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

November 29, 2017

GREENPOINT MORTGAGE CORP. v LAMBERTI