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2023-04-24

Emile v. Augustine

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Civil Court of the City of New York
County of Kings
Part 9

Index Number LT-305129-21
Motion Cal. # 12 Motion Seq. # _____

DECISION/ORDER

Recitation, as required by CPLR §2219 (a), of the papers considered in the review of this Motion:

Joseph Emile
Claimant(s)/Plaintiff(s)/Petitioner(s)
against
Jasmuni Augustine
Defendant(s)/Respondent(s)

Papers	Numbered
Notice of Motion and Affidavits Annexed.....	_____
Order to Show Cause and Affidavits Annexed.....	_____
Answering Affidavits	_____
Replying Affidavits.....	_____
Exhibits	_____
Other.....	_____

Upon the foregoing cited papers, the Decision/Order on this Motion to _____ is as follows:

Respondents OSC is hereby granted to the extent that the execution of the warrant is stayed through + until June 30, 2023.

Though it has been ^{almost} one year since a judgment of possession has granted to the Petitioner, Respondent has demonstrated ~~good~~ good cause for an additional stay. She lived in this apartment as her marital home with her now estranged husband. She has two children, one of which is a minor + disabled. She has now secured a city FHEPS voucher + has a shopping letter. The tenancy was never subject to rental payments, and therefore an additional extension is not unduly burdensome. Balancing the equities, the court finds a stay is warranted under 753 + CPLR 2201.

[Signature] 4/24/23
Date

So Ordered:
[Signature]
Judge, Civil Court
Hon. Tashanna B. Golden
Judge, Housing Court