

State of New York

Court of Appeals

*Decided and Entered on the
twenty-first day of November, 2019*

Present, Hon. Jenny Rivera, *Senior Associate Judge, presiding.*

SSD 71

Roxanne Delgado, et al.,
Appellants,

v.

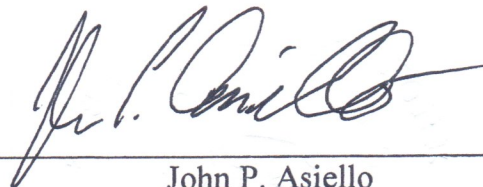
State of New York et al.,
Respondents.

Appellants having appealed to the Court of Appeals in the above cause;

Upon the papers filed and due deliberation, it is

ORDERED, that the appeal is transferred without costs, by the Court sua sponte, to the Appellate Division, Third Department, upon the ground that a direct appeal does not lie when questions other than the constitutional validity of a statutory provision are involved (see NY Const, art VI, §§ 3[b][2], 5[b]; CPLR 5601[b][2]).

Chief Judge DiFiore took no part.



John P. Asiello
Clerk of the Court

ERB