

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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DLJ MORTGAGE CAPITAL, INC.,

Plaintiff,

- against -

THOMAS KONTOGIANNIS, GEORGIA  
KONTOGIANNIS, LISA DIPINTO a/k/a LISA  
KONTOGIANNIS a/k/a LISA PALLATOS, ANNETTE  
APERGIS, CHLOE KONTOGIANNIS, ADAM DIPINTO,  
ELIAS APERGIS, JOHN T. MICHAEL, MICHAEL A.  
GALLAN, ESQ., TED DOUMAZIOS, ESQ.,  
THOMAS F. CUSACK, III, ESQ., STEPHEN P.  
BROWN, ESQ., STEVEN A. MARTINI,  
CARMINE CUOMO, COASTAL CAPITAL  
CORPORATION, d/b/a THE MORTGAGE SHOP  
d/b/a CLEARLIGHT MORTGAGE, EDGEWATER  
DEVELOPMENT, INC., GROUP KAPPA CORP.,  
LORING ESTATES LLC, PARKVIEW FINANCIAL  
CENTER, INC., d/b/a PARKVIEW FINANCIAL, INC.,  
CLEAR VIEW ABSTRACT LLC, TRIUMPH  
ABSTRACT LLC, BOND & WALSH CONSTRUCTION  
COMPANY, INTERAMERICAN MORTGAGE CORP.,  
and PLAZA REAL ESTATE HOLDING INC.,

Defendants.  
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**ORDER**

1:08-cv-4607-ENV-RML

**VITALIANO, D.J.**

By Memorandum and Order dated today, June 3, 2009, Docket Entry No. 168, the Court denied plaintiff DLJ Mortgage Capital, Inc.'s request for a temporary restraining order while its motions for attachment and a preliminary injunction are briefed and decided. While offering no new facts or argument, plaintiff now seeks, pursuant to Federal Rule of Civil Procedure 62(c), an order granting the very relief the Court just denied. See Pl.'s Letter Mot. to Stay, Docket Entry

No. 170. Plaintiff's remedy, if any, lies with the Court of Appeals. The application for a stay or temporary restraining order is denied.

SO ORDERED.

Dated: Brooklyn, New York  
June 3, 2009

s/ENV  
ERIC N. VITALIANO  
United States District Judge