



The court properly dismissed the complaint as abandoned (CPLR 3215[c]). Plaintiff failed to move for entry of a default judgment until April 13, 2023, more than one year after Medina’s default (*see Wells Fargo Bank, N.A. v Gwebu*, 226 AD3d 578 [1st Dept 2024]). Medina’s participation in settlement conferences did not constitute a formal or an informal appearance because he “did not actively litigate the action before . . . Supreme Court or participate in the action on the merits” (*Wells Fargo Bank, N.A. v Martinez*, 181 AD3d 470, 471 [1st Dept 2020] [internal quotation marks omitted]). Plaintiff failed to establish sufficient cause for why the complaint should not be dismissed, and dismissal was warranted even in the absence of prejudice to Medina (*see U.S. Bank N.A. v Dickerson*, 223 AD3d 930, 932 [2d Dept 2024]).

THIS CONSTITUTES THE DECISION AND ORDER  
OF THE SUPREME COURT, APPELLATE DIVISION, FIRST DEPARTMENT.

ENTERED: January 6, 2026



Susanna Molina Rojas  
Clerk of the Court