



September 17, 2013. The plaintiff filed a notice of appeal on October 16, 2013. The plaintiff's appeal from the order denying its motion to issue execution is clearly untimely.

Even if the appeal period were considered to begin running upon entry of the order denying the plaintiff's motion for reconsideration, the appeal would have been untimely. Nevertheless, we again caution that motions to reconsider do not serve as a substitute for a party's failure to file a timely appeal. See Turacova v. DeThomas, 45 A.3d 509, 515 (R.I. 2012) (citing Gray v. Stillman White Co., 522 A.2d 737, 740 (R.I. 1987)).

Accordingly, the plaintiff's appeal is denied and dismissed.

Entered as an Order of this Court on this 5<sup>th</sup> day of November, 2014.

By Order,

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/s/  
Clerk



**RHODE ISLAND SUPREME COURT CLERK'S OFFICE**

*Clerk's Office Order/Opinion Cover Sheet*

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**TITLE OF CASE:** City National Bank et al. v. Main and West, LLC, et al.

**CASE NO:** No. 2014-22-Appeal.  
(WC-12-0093)

**COURT:** Supreme Court

**DATE ORDER FILED:** November 5, 2014

**JUSTICES:** Suttell, C.J., Goldberg, Flaherty, Robinson, and Indeglia, JJ.

**WRITTEN BY:** N/A – Court Order

**SOURCE OF APPEAL:** Washington County Superior Court

**JUDGE FROM LOWER COURT:**  
Associate Justice Kristin E. Rodgers

**ATTORNEYS ON APPEAL:**  
For Plaintiff: Andrew Bilodeau, Esq.  
For Defendant: John B. Ennis, Esq.