

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

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E/cb

PETER B. SKELOS, J.P.
MARK C. DILLON
JOHN M. LEVENTHAL
CHERYL E. CHAMBERS, JJ.

2008-01651

DECISION & ORDER ON

MOTION

In the Matter of Rosemary Toriola, petitioner,
v Supreme Court State of New York Appellate
Term 2nd and 11th Judicial District, et al.,
respondents.

Motion by the petitioner for summary judgment in a proceeding pursuant to CPLR article 78, inter alia, in the nature of mandamus and prohibition, among other things, to annul certain determinations of the Appellate Term, Second and Eleventh Judicial Districts.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the motion is denied as academic in light of our determination of the proceeding (*see Matter of Toriola v Supreme Court State of New York*, _____AD3d_____
[2d Dept, May 20, 2008]).

SKELOS, J.P., DILLON, LEVENTHAL and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer

June 2, 2008

MATTER OF TORIOLA v SUPREME COURT STATE OF
NEW YORK APPELLATE TERM 2nd AND 11th JUDICIAL DISTRICT

Clerk of the Court

June 2, 2008

MATTER OF TORIOLA v SUPREME COURT STATE OF
NEW YORK APPELLATE TERM 2nd AND 11th JUDICIAL DISTRICT