

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

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E/cb

PETER B. SKELOS, J.P.
HOWARD MILLER
EDWARD D. CARNI
CHERYL E. CHAMBERS, JJ.

2007-04848, 2007-10306

DECISION & ORDER ON MOTION

Rupert Natoo, et al., respondents,
v City of New York, et al., appellants.

(Index No. 19014/99)

Motion by the respondents to strike the main brief and the reply brief of the appellants New York City School Construction Authority, Board of Education, and Santa Fe Construction Corp. on appeals from an order of the Supreme Court, Queens County, dated April 16, 2007, and a judgment of the same court dated August 29, 2007, or, in the alternative, to strike stated portions of the reply brief, on the ground that the appellants' brief refers to matters de hors the record.

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

ORDERED that the motion is denied.

SKELOS, J.P., MILLER, CARNI and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 5, 2008

NATOO v CITY OF NEW YORK