

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

M71501  
S/sl

A. GAIL PRUDENTI, P.J.  
WILLIAM F. MASTRO  
REINALDO E. RIVERA  
ROBERT A. SPOLZINO  
PETER B. SKELOS, JJ.

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2007-08809

DECISION & ORDER ON MOTION

Carrie Petrocca, respondent,  
v Peter Petrocca, appellant.

(Index No. 203746/06)

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Appeal by the defendant, by permission, from an order of the Supreme Court, Nassau County, dated September 6, 2007. The appeal has not been perfected.

Now, on the court's own motion, it is

ORDERED that the appeal is dismissed, without costs or disbursements, for failure to timely perfect (*see* 22 NYCRR 670.8[e]); and it is further,

ORDERED that the stay granted by decision and order on motion of this court dated October 19, 2007, is vacated forthwith.

PRUDENTI, P.J., MASTRO, RIVERA, SPOLZINO and SKELOS, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

June 9, 2008

PETROCCA v PETROCCA