

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

M71560
E/sl

REINALDO E. RIVERA, J.P.
STEVEN W. FISHER
ROBERT A. LIFSON
MARK C. DILLON, JJ.

2007-05445, 2008-02584

DECISION & ORDER ON MOTION

Thomas Curry, Jr., plaintiff-respondent,
v Gale Associates, et al., defendants-respondents,
Paramount Production Support, Inc., appellant.

(Index No. 22194/04)

Motion by the plaintiff-respondent to strike paragraph number 4 on page SA-19 and pages SA-20 through SA-23 of the supplemental appendix on appeals from an order of the Supreme Court, Queens County, dated April 24, 2007, and a judgment of the same court entered March 5, 2008.

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


ORDERED that the motion is held in abeyance and referred to the panel of Justices hearing the appeals for determination upon the argument or submission thereof; and it is further,

ORDERED that on the court's own motion, the time of the plaintiff-respondent and the defendants-respondents to serve and file their briefs is enlarged until July 9, 2008, and the briefs of the plaintiff-respondent and the defendants-respondents, if any, must be served and filed on or before that date; and it is further,

ORDERED that no further enlargement of time shall be granted.

RIVERA, J.P., FISHER, LIFSON and DILLON, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

June 9, 2008

CURRY v GALE ASSOCIATES