

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

M71573
E/sl

ROBERT A. SPOLZINO, J.P.
ANITA R. FLORIO
THOMAS A. DICKERSON
ARIEL E. BELEN, JJ.

2008-03246

DECISION & ORDER ON MOTION

Gregorio Morales Melchor, plaintiff-respondent,
v M & B Properties, Inc., defendant third-party
plaintiff-respondent-appellant; Metro Supply, Inc.,
third-party defendant-appellant-respondent.

(Index No. 2800/06)

Motion by Metro Supply, Inc., to stay the trial in the above-entitled action pending hearing and determination of an appeal and cross appeal from an order of the Supreme Court, Queens County, dated March 17, 2008.

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

ORDERED that the motion is denied.

SPOLZINO, J.P., FLORIO, DICKERSON and BELEN, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

June 9, 2008

MELCHOR v M & B PROPERTIES, INC.