

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

M71609
E/sl

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

2005-10927

DECISION & ORDER ON MOTION
Motion to Dismiss Appeal

People of State of New York, respondent,
v Elesworth Branch, etc., appellant.

Motion by the respondent to dismiss an appeal from an order of the County Court, Westchester County, dated November 1, 2005, for failure to timely perfect.

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion is granted and the appeal is dismissed, without costs or disbursements, for failure to timely perfect in accordance with the rules of this court (*see* 22 NYCRR 670.8[e]).

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

ENTER:



James Edward Pelzer
Clerk of the Court

June 10, 2008

PEOPLE OF STATE OF NEW YORK v BRANCH