

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

M71615
E/sl

ROBERT A. SPOLZINO, J.P.
FRED T. SANTUCCI
RANDALL T. ENG
JOHN M. LEVENTHAL, JJ.

2007-09463

DECISION & ORDER ON MOTION
Motion to Dismiss Appeal

Carolyn Harbus, appellant,
Lucky Star Realty, LLC, et al., respondents.

(Index No. 14945/05)

Motion by the respondents to dismiss an appeal from an order of the Supreme Court, Nassau County, entered September 14, 2007, 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]).

SPOLZINO, J.P., SANTUCCI, ENG and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 10, 2008

HARBUS v LUCKY STAR REALTY, LLC