

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

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E/sl

FRED T. SANTUCCI, J.P.
DANIEL D. ANGIOLILLO
RANDALL T. ENG
CHERYL E. CHAMBERS, JJ.

2008-01844

DECISION & ORDER ON MOTION

Richard T. Vitarelle, Sr., appellant,
v Eileen Vitarelle, et al., respondents.

(Index No. 13361-04)

Motion by the appellant pro se on an appeal from a judgment of the Supreme Court, Suffolk County, dated December 5, 2006, for leave to reargue his prior motion, inter alia, to stay his eviction from the subject premises, for leave to prosecute the appeal as a poor person and for the assignment of counsel, which was determined by decision and order on motion dated April 29, 2008.

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

ORDERED that the motion is denied.

SANTUCCI, J.P., ANGIOLILLO, ENG and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 11, 2008

VITARELLE v VITARELLE