

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

M71851
F/

2007-11599

ORDER ON APPLICATION
Application to Withdraw Appeal

Joseph DiSpaltro, appellant-respondent,
v Deborah A. Kelly, respondent-appellant.

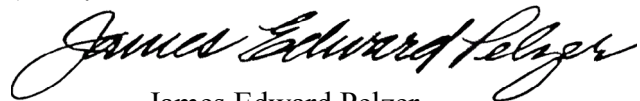
(Index No. 9391/04)

Application by the appellant-respondent and the respondent-appellant to withdraw an appeal and cross appeal from a judgment of the Supreme Court, Suffolk County, dated November 5, 2007.

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

ORDERED that the application is granted and the appeal and cross-appeal are marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

June 13, 2008

DISPALTRO v KELLY