

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

M72005
E/sl

ANITA R. FLORIO, J.P.
HOWARD MILLER
JOHN M. LEVENTHAL
ARIEL E. BELEN, JJ.

2008-03561, 2008-05522

DECISION & ORDER ON MOTION

In the Matter of Patrolmen's Benevolent
Association of City of Long Beach, Inc.,
petitioner, v City of Long Beach, respondent.

(Index No. 10690/06)

Motion by the City of Long Beach for leave to appeal to this court from two orders of the Supreme Court, Nassau County, dated February 23, 2008, and April 3, 2008.


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

ORDERED that the branch of the motion which is for leave to appeal from the order dated February 23, 2007, is denied on the ground that the motion for leave to appeal was untimely (*see* CPLR 5513[b]); and it is further,

ORDERED that the branch of the motion which is for leave to appeal from the order dated April 3, 2008, is denied.

FLORIO, J.P., MILLER, LEVENTHAL and BELEN, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

June 18, 2008

MATTER OF PATROLMEN'S BENEVOLENT ASSOCIATION OF CITY OF LONG
BEACH, INC. v CITY OF LONG BEACH