

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

M72103
E/sl

REINALDO E. RIVERA, J.P.
ROBERT A. LIFSON
FRED T. SANTUCCI
HOWARD MILLER, JJ.

2007-05024

DECISION & ORDER ON MOTION

Stephen Kyprianides, appellant,
v Warwick Valley Humane Society, respondent.

(Index No. 01-3336)

Motion by the respondent to dismiss an appeal from an order of the Supreme Court, Orange County, dated April 23, 2007, on the ground that the appellant did not serve a record on appeal.


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 denied on the ground that the appellant was granted leave to prosecute the appeal on the original papers; and it is further,

ORDERED that on the court's own motion, the respondent's time to serve and file a brief is enlarged until July 21, 2008, and the respondent's brief must be served and filed on or before that date.

RIVERA, J.P., LIFSON, SANTUCCI and MILLER, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

June 20, 2008

KYPRIANIDES v WARWICK VALLEY HUMANE SOCIETY