

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

M72259
E/cb

DAVID S. RITTER, J.P.
FRED T. SANTUCCI
JOSEPH COVELLO
EDWARD D. CARNI, JJ.

2007-03603

DECISION & ORDER ON MOTION

Bessie Clinkscale, appellant, v Gary Sampson,
et al., respondents.

(Index No. 15252/04)

Motion by the respondents, in effect, to recall and vacate a decision and order of this court dated February 26, 2008, which determined an appeal from an order of the Supreme Court, Kings County, dated March 9, 2007, for leave to file a brief, and to recalendar the appeal.

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

ORDERED that the motion is denied.

RITTER, J.P., SANTUCCI, COVELLO and CARNI, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 25, 2008

CLINKSCALE v SAMPSON