

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

M72625
E/sl

ROBERT A. SPOLZINO, J.P.
ROBERT A. LIFSON
THOMAS A. DICKERSON
CHERYL E. CHAMBERS, JJ.

2007-08858

DECISION & ORDER ON MOTION

Anne Villaurel, respondent,
v City of New York, et al., defendants,
New York City Transit Authority, appellant.

(Index No. 23613/99)

Motion by the respondent to recall and vacate an order on application of this court dated May 9, 2008, which granted the appellant's application to enlarge the time to perfect an appeal from a judgment of the Supreme Court, Queens County, dated August 23, 2007, and to dismiss 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.

SPOLZINO, J.P., LIFSON, DICKERSON and CHAMBERS, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

July 2, 2008

VILLAUREL v CITY OF NEW YORK