

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

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2007-09215

ORDER ON APPLICATION  
Application to Withdraw Appeal

In the Matter of John Marquez, respondent,  
v New York State Department of Correctional  
Service, appellant.

(Index No. 21868/07)

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Application by the appellant to withdraw an appeal from an order of the Supreme Court, Kings County, dated September 13, 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ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer  
Clerk of the Court

July 1, 2008

MATTER OF MARQUEZ v NEW YORK STATE DEPARTMENT OF  
CORRECTIONAL SERVICE