

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

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DAVID S. RITTER, J.P.
DANIEL D. ANGIOLILLO
JOHN M. LEVENTHAL
ARIEL E. BELEN, JJ.

2007-11403

DECISION & ORDER ON MOTION

Benoj David, respondent, v Jorge Byron,
et al., appellants, et al., defendants.

(Index No. 05-003850)

Motion by the appellant Zimmer-Hester Furniture Liquidations, Inc., to stay the trial in the above-entitled action pending hearing and determination of appeals from an order of the Supreme Court, Rockland County, dated October 19, 2007, and for a preference in the calendaring of the appeals.

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

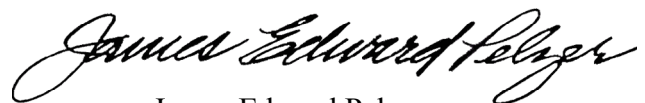
ORDERED that the motion is granted; and it is further,

ORDERED that the trial in the above-entitled action is stayed pending hearing and determination of the appeals; and it is further,

ORDERED that the appeals will be calendared after all the briefs have been filed.

RITTER, J.P., ANGIOLILLO, LEVENTHAL and BELEN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

July 3, 2008

DAVID v BYRON