

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

M73782  
E/sl

ROBERT A. SPOLZINO, J.P.  
STEVEN W. FISHER  
MARK C. DILLON  
THOMAS A. DICKERSON, JJ.

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2008-04091

DECISION & ORDER ON MOTION

Beverly Choice, et al., respondents,  
v Jagdev Gill, et al., defendants,  
Kurt Barnes, appellant.

(Index No. 5955/06)

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Motion by the respondents to enlarge the record on an appeal from an order of the Supreme Court, Kings County, dated March 7, 2008, to include a certain deposition transcript and letter, and to enlarge the time to serve and file a brief.

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


ORDERED that the branch of the motion which is to enlarge the record is denied; and it is further,

ORDERED that the branch of the motion which is to enlarge the time to serve and file a brief is granted, the respondents' time to serve and file a brief is enlarged until August 27, 2008, and the respondents' brief must be served and filed on or before that date; and it is further,

ORDERED that no further enlargement of time shall be granted.

SPOLZINO, J.P., FISHER, DILLON and DICKERSON, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

July 28, 2008

CHOICE v GILL