

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

M76357
E/sl

ROBERT A. SPOLZINO, J.P.
ANITA R. FLORIO
HOWARD MILLER
JOHN M. LEVENTHAL, JJ.

2007-08205

DECISION & ORDER ON MOTION

Joseph Gerdvil, appellant,
v Vito J. Rizzo, etc., et al., respondents.

(Index No. 20235-02)

Motion by the appellant to enlarge the time to perfect an appeal from a judgment of the Supreme Court, Suffolk County, entered July 30, 2007.

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the motion is granted and the appellant's time to perfect the appeal by causing the original papers constituting the record on the appeal to be filed in the office of the Clerk of this court (*see* 22 NYCRR 670.9[d][2]) and by serving and filing the brief on the appeal is enlarged until October 27, 2008; and it is further,

ORDERED that no further enlargement of time shall be granted.

SPOLZINO, J.P., FLORIO, MILLER and LEVENTHAL, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 1, 2008

GERDVIL v RIZZO