

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

M76504
E/sl

WILLIAM F. MASTRO, J.P.
DANIEL D. ANGIOLILLO
EDWARD D. CARNI
RANDALL T. ENG, JJ.

2008-05178

DECISION & ORDER ON MOTION

Kabco Pharmaceuticals, Inc., respondent,
v Independent Chemical Corporation, appellant.

(Index No. 3551/05)


Motion by the appellant to stay the trial in the above-entitled action pending hearing and determination of an appeal from an order of the Supreme Court, Queens County, entered April 17, 2008.

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

ORDERED that the motion is denied.

MASTRO, J.P., ANGIOLILLO, CARNI and ENG, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

September 29, 2008

KABCO PHARMACEUTICALS, INC. v INDEPENDENT CHEMICAL CORPORATION