

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

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S/sl

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2008-03444

ORDER ON APPLICATION

Austin Booth, LLC, plaintiff,  
v First Phoenix Capital Corp., defendant  
third-party plaintiff-respondent; Forhills  
Owners Corp., et al., appellants.


(Index No. 17448/98)

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Application by the appellants pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal from an order of the Supreme Court, Queens County, dated March 13, 2008.

ORDERED that the application is granted and the appellants' time to perfect the appeal is enlarged until January 15, 2009, and the record or appendix on the appeal and the appellants' brief must be served and filed on or before that date.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

October 2, 2008

AUSTIN BOOTH, LLC v FIRST PHOENIX CAPITAL CORP.