

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

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ROBERT A. LIFSON, J.P.
HOWARD MILLER
MARK C. DILLON
RANDALL T. ENG, JJ.

2007-03852

DECISION & ORDER ON MOTION

Kyle Sarbak, etc., et al., appellants,
v Richard Sementilli, respondent.

(Index No. 239/06)

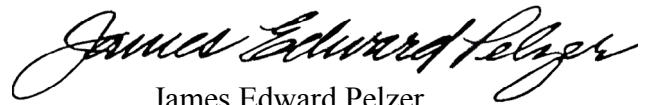
Motion by the respondent for leave to appeal to the Court of Appeals from a decision and order of this court dated May 27, 2008, which determined an appeal from an order of the Supreme Court, Putnam County, dated March 29, 2007.

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

ORDERED that the motion is denied.

LIFSON, J.P., MILLER, DILLON and ENG, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 1, 2008

SARBAK v SEMENTILLI