

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

M76618  
E/sl

FRED T. SANTUCCI, J.P.  
MARK C. DILLON  
THOMAS A. DICKERSON  
CHERYL E. CHAMBERS, JJ.

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2007-11508

DECISION & ORDER ON MOTION

People of State of New York, respondent,  
v Gary Silverman, appellant.

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Motion by the respondent to dismiss an appeal from an order of the County Court, Suffolk County, dated October 15, 2007, on the ground that the order is not appealable.

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 appeal is dismissed (*see* CPL 450.10, 450.15).

SANTUCCI, J.P., DILLON, DICKERSON and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

October 8, 2008

PEOPLE OF STATE OF NEW YORK v SILVERMAN