

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

M76948
E/sl

REINALDO E. RIVERA, J.P.
ROBERT A. LIFSON
EDWARD D. CARNI
RANDALL T. ENG, JJ.

2007-08386

DECISION & ORDER ON MOTION

In the Matter of Grigory Zabizhin, appellant,
v Larisa Zabizhina, respondent.

(Docket No. 9640/04)

Motion by the appellant to recall and vacate so much of a decision and order on motion of this court, entitled "In the Matter of the Dismissal of Causes for Failure to Perfect - May 2008 Calendar", dated June 18, 2008, as dismissed an appeal from an order of the Family Court, Kings County, dated August 9, 2007, pursuant to 22 NYCRR 670.8(e) for failure to timely perfect, to reinstate the appeal, and to enlarge the time to perfect the appeal.

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 denied.

RIVERA, J.P., LIFSON, CARNI and ENG, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 9, 2008

MATTER OF ZABIZHIN v ZABIZHINA