

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

M76990  
E/sl

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

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2008-01526

DECISION & ORDER ON MOTION

Lillian Bernstein, appellant, v Parthenon  
Enterprises, Inc., d/b/a Greenvale Townhouse  
Diner, et al., respondents.

(Docket No. 2817/06)

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Motion by the respondents on an appeal from an order of the Supreme Court, Nassau County, dated December 31, 2007, to supplement the record with a certain sur-reply affirmation of Glenn Sabele dated October 22, 2007.

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 on or before October 23, 2008, the respondents shall serve and file a supplemental record containing the sur-reply affirmation of Glenn Sabele dated October 22, 2007.

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

ENTER:



James Edward Pelzer  
Clerk of the Court

October 10, 2008

BERNSTEIN v PARTHENON ENTERPRISES, INC., d/b/a GREENVALE  
TOWNHOUSE DINER