

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

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L/

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ROBERT A. SPOLZINO
PETER B. SKELOS, JJ.

2007-11807

DECISION & ORDER ON APPLICATION
Withdraw Appeal & Cross Appeal on Stipulation

Thomas Barbarino, et al., respondents-appellants,
v Stop & Shop Supermarket Company, et al.,
appellants-respondents.

(Index No. 101317/06)

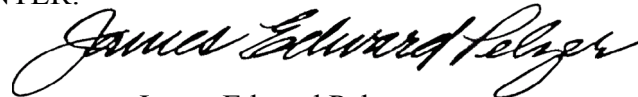
Application to withdraw an appeal and cross appeal from an order of the Supreme Court, Kings County, dated December 3, 2007.

Upon the stipulation of the attorneys for the respective parties, dated September 4, 2008, it is

ORDERED that the application is granted and the appeal and cross appeal are deemed withdrawn, without costs or disbursements.

PRUDENTI, P.J., MASTRO, RIVERA, SPOLZINO and SKELOS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

October 21, 2008

BARBARINO v STOP & SHOP SUPERMARKET COMPANY