

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

M77473
E/sl

STEVEN W. FISHER, J.P.
HOWARD MILLER
MARK C. DILLON
RANDALL T. ENG, JJ.

2008-04857

DECISION & ORDER ON MOTION

Central Island Nursing Home, Inc., etc.,
respondent, v Bruce Mandell, etc., appellant.

(Index No. 12419/07)

Motion by the respondent to dismiss an appeal from an order of the Supreme Court, Nassau County, entered December 17, 2007, on the ground that it was untimely taken.

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, without costs or disbursements (*see* CPLR 5513).

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

ENTER:



James Edward Pelzer
Clerk of the Court

October 22, 2008

CENTRAL ISLAND NURSING HOME, INC. v MANDELL