

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

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2008-07108

ORDER ON APPLICATION  
Application to Withdraw Appeal

Angelina Gugliara, plaintiff-respondent,  
v Daisy's Diner Food Corp., et al., appellants,  
452 5<sup>th</sup> Avenue Holding Corp., defendant-  
respondent.

(Index No. 1852/06)

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Separate applications by the appellants to withdraw their respective appeals from an order of the Supreme Court, Kings County, dated June 3, 2008.

Upon the papers filed in support of the applications and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the applications are granted and the appeals are marked withdrawn.

ENTER:



James Edward Pelzer  
Clerk of the Court

October 22, 2008

GUGLIARA v DAISEY'S DINER FOOD CORP.