

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

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ROBERT A. SPOLZINO, J.P.
ANITA R. FLORIO
WILLIAM E. McCARTHY
THOMAS A. DICKERSON, JJ.

2008-00041

DECISION & ORDER ON MOTION

Robert Reiter, respondent,
v Marilyn Reiter, appellant.

(Index No. 202251/06)

Motion by the appellant, in effect, to enlarge the time to perfect an appeal from a judgment of the Supreme Court, Nassau County, entered May 15, 2008.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

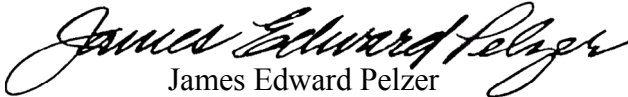
ORDERED that the appellant's notice of appeal from an order of the same court dated December 11, 2007, is deemed a premature notice of appeal from the judgment entered May 15, 2008 (*see* CPLR 5520[c]); and it is further,

ORDERED that the motion is granted and the appellant's time to perfect the appeal is enlarged until November 24, 2008, and the record or appendix on the appeal and the appellant's brief must be served and filed on or before that date; and it is further,

ORDERED that no further enlargement of time shall be granted.

SPOLZINO, J.P., FLORIO, McCARTHY and DICKERSON, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 24, 2008

REITER v REITER