

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

M77659
E/cb

ANITA R. FLORIO, J.P.
WILLIAM E. McCARTHY
THOMAS A. DICKERSON
ARIEL E. BELEN, JJ.

2008-05615

DECISION & ORDER ON MOTION

David B. Jacobs, appellant,
v Michael Mostow, et al., respondents.

(Index No. 7715/07)

Motion by the appellant for leave to prosecute an appeal from an order of the Supreme Court, Nassau County, dated May 12, 2008, on the original papers and to enlarge the time to perfect the appeal.

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

ORDERED that the branch of the motion which is for leave to prosecute the appeal on the original papers is denied; and it is further,

ORDERED that the branch of the motion which is to enlarge the time to perfect the appeal is denied as premature.

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

ENTER:



James Edward Pelzer
Clerk of the Court

October 27, 2008

JACOBS v MOSTOW