

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

M77802
L/

2008-02146

ORDER ON APPLICATION
Application to Withdraw Appeal

Sanitary District No. 1, Town of Hempstead,
appellant, v State of New York Department
of Environmental Conservation, et al.,
respondents.

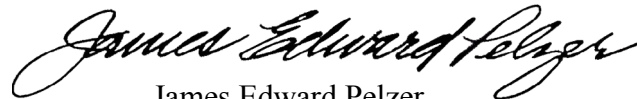
(Index No. 21669/06)

Application by the appellant to withdraw an appeal from a judgment of the Supreme Court, Nassau County, dated October 12, 2007.

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

ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

October 29, 2008

SANITARY DISTRICT NO. 1, TOWN OF HEMPSTEAD
v STATE OF NEW YORK DEPARTMENT OF ENVIRONMENTAL CONSERVATION