

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

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E/sl

REINALDO E. RIVERA, J.P.
ROBERT A. LIFSON
RANDALL T. ENG
CHERYL E. CHAMBERS, JJ.

2008-06006

DECISION & ORDER ON MOTION

In the Matter of Oyster Bay Associates Limited Partnership, et al., petitioners-respondents, v Town Board of Town of Oyster Bay, respondent-appellant; Birchwood Civic Association at Jericho, Inc., et al., intervenors-appellants.

(Index No. 16830-01)

Motion by the petitioners-respondents to strike stated portions of the reply briefs on appeals from an order of the Supreme Court, Suffolk County, dated June 9, 2008.

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

ORDERED that the motion is held in abeyance and referred to the panel of Justices hearing the appeal for determination upon the argument or submission thereof.

RIVERA, J.P., LIFSON, ENG and CHAMBERS, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

October 29, 2008

MATTER OF OYSTER BAY ASSOCIATES LIMITED PARTNERSHIP v TOWN BOARD OF
TOWN OF OYSTER BAY