

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

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2008-04676

ORDER ON APPLICATION

Marc Contracting, Inc., respondent,  
v 39 Winfield Associates, LLC, appellant,  
et al., defendant.

(Index No. 04-9900)

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Application by the appellant pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal from an order of the Supreme Court, Westchester County, entered April 16, 2008.

ORDERED that the application is granted and the appellant's time to perfect the appeal is enlarged until December 11, 2008, and the record or appendix on the appeal and the appellant's brief must be served and filed on or before that date.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

October 31, 2008

MARC CONTRACTING, INC. v 39 WINFIELD ASSOCIATES, LLC