

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

M78101
E/sl

ANITA R. FLORIO, J.P.
HOWARD MILLER
EDWARD D. CARNI
ARIEL E. BELEN, JJ.

2008-08984

DECISION & ORDER ON MOTION

Central Radiology Services, P.C., etc., plaintiff,
v Mercury Casualty Company, defendant.

(Index No. 33788/05)

Motion by the defendant for leave to appeal to this court from an order of the Appellate Term, Second and Eleventh Judicial Districts, dated July 8, 2008, which affirmed insofar as appealed from an order of the Civil Court of the City of New York, Queens County, entered April 25, 2007.

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

ORDERED that the motion is denied.

FLORIO, J.P., MILLER, CARNI and BELEN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 5, 2008

CENTRAL RADIOLOGY SERVICES, P.C. v MERCURY CASUALTY COMPANY