

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

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2008-02937

ORDER ON APPLICATION  
Application to Withdraw Appeal

Miguel A. Rodriguez, plaintiff-respondent,  
v RAD Associates, appellant, Verizon New  
York, Inc., et al., defendants-respondents  
(and a third and fourth party actions).

(Index No. 17387/02)

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Application by the appellant to withdraw an appeal from an order of the Supreme Court, Kings County, dated January 4, 2008.

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ORDERED that the application is granted and the appeal is marked withdrawn.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

November 7, 2008

RODRIGUEZ v RAD ASSOCIATES