

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

M78490
E/sl

WILLIAM F. MASTRO, J.P.
ROBERT A. LIFSON
EDWARD D. CARNI
WILLIAM E. McCARTHY, JJ.

2008-06144

DECISION & ORDER ON MOTION

Donna Healy, respondent, v Carmel Bowl, Inc.,
respondent-appellant, Done-Right Bowling
Service Co., Inc., appellant-respondent.

(Index No. 1713/03)

Motion by the appellant-respondent on an appeal and cross appeal from a judgment of the Supreme Court, Putnam County, dated June 16, 2008, in effect, to amend so much of a decision and order on motion of this court dated August 22, 2008, as amended by a decision and order on motion of this court dated October 16, 2008, as stayed a trial on the issue of damages in the above-entitled action, upon the perfection of the appeal on or before October 24, 2008.

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


ORDERED that the motion is granted; and it is further,

ORDERED that the decision and order on motion dated August 22, 2008, as amended, is amended by deleting from the decretal paragraphs thereof the date "October 24, 2008," and substituting therefor the date "December 12, 2008"; and it is further,

ORDERED that no further extensions of the stay shall be granted.

MASTRO, J.P., LIFSON, CARNI and McCARTHY, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

November 13, 2008

HEALY v CARMEL BOWL, INC.