

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

M79041
E/sl

REINALDO E. RIVERA, J.P.
DANIEL D. ANGIOLILLO
EDWARD D. CARNI
RANDALL T. ENG, JJ.

2008-09767

DECISION & ORDER ON MOTION

Charles Everhart, et al., respondents,
v County of Nassau, et al., appellants,
et al., defendants.

(Index No. 17751/05)

Motion by the appellant Zampini Construction Corp. to stay the trial in the above-entitled action pending hearing and determination of an appeal from an order of the Supreme Court, Nassau County, dated September 29, 2008.

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

ORDERED that the motion is denied.

RIVERA, J.P., ANGIOLILLO, CARNI and ENG, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 26, 2008

EVERHART v COUNTY OF NASSAU