

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

M79179  
E/sl

STEVEN W. FISHER, J.P.  
JOSEPH COVELLO  
DANIEL D. ANGIOLILLO  
ARIEL E. BELEN, JJ.

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2006-11049, 2007-02932, 2007-08892

DECISION & ORDER ON MOTION

Alexander Breytman, appellant, v Olinville  
Realty, LLC, et al., respondents.

(Index No. 2423/06)

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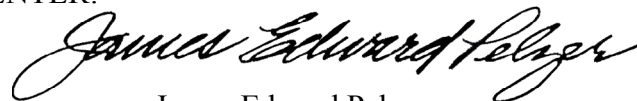
Motion by the appellant for leave to reargue appeals from an order of the Supreme Court, Kings County, dated October 20, 2006, and two orders of the same court both dated March 1, 2007, which were determined by decision and order of this court dated September 9, 2008, or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this court.

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

ORDERED that the motion is denied.

FISHER, J.P., COVELLO, ANGIOLILLO and BELEN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

December 3, 2008

BREYTMAN v OLINVILLE REALTY, LLC