

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

M79267
L/

2008-08980

ORDER ON APPLICATION
Application to Withdraw Appeal

Lois Rosenthal, et al., appellants,
v Davita, Inc., et al., respondents.

(Index No. 806/04)

Application by the appellants to withdraw an appeal from an order of the Supreme Court, Queens County, dated July 29, 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ORDERED that the application is granted and the appeal is marked withdrawn.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

December 3, 2008

ROSENTHAL v DAVITA, INC.