

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

M79346
E/sl

PETER B. SKELOS, J.P.
FRED T. SANTUCCI
WILLIAM E. McCARTHY
THOMAS A. DICKERSON, JJ.

2008-02434, 2008-07865

DECISION & ORDER ON MOTION

Steven Weisman, respondent,
v Duane Reade, Inc., appellant, et al.,
defendant.

(Index No. 42031/04)

Motion by the appellant to stay the trial in the above-entitled action pending hearing and determination of appeals from two orders of the Supreme Court, Kings County, dated February 27, 2008, and July 21, 2008, respectively.

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 the trial in the above-entitled action is stayed pending hearing and determination of the appeals.

SKELOS, J.P., SANTUCCI, McCARTHY and DICKERSON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 4, 2008

WEISMAN v DUANE READE, INC.