

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

M79360  
L/

PETER B. SKELOS, J.P.  
ROBERT A. LIFSON  
FRED T. SANTUCCI  
EDWARD D. CARNI, JJ.

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2007-06951

DECISION & ORDER ON APPLICATION  
Withdraw Appeal on Stipulation

Tilcon New York, Inc., respondent, v Louis  
Petrillo, d/b/a Petrillo Builders Supply Co.,  
a/k/a Louis Petrillo, Inc., appellant.

(Index No. 7305/05)

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Application to withdraw an appeal from a judgment of the Supreme Court, Rockland  
County, entered June 29, 2007.

Upon the stipulation of the attorneys for the respective parties, dated November 17,  
2008, it is

ORDERED that the application is granted and the appeal is deemed withdrawn,  
without costs or disbursements.

SKELOS, J.P., LIFSON, SANTUCCI and CARNI, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

December 3, 2008

TILCON NEW YORK, INC. v PETRILLO, d/b/a PETRILLO BUILDERS SUPPLY CO.,  
a/k/a LOUIS PETRILLO, INC.