

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

M79380
E/sl

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

2008-10141

DECISION & ORDER ON MOTION

Donna Vangas, etc., et al., respondents,
v Otis Elevator Company, appellant,
et al, defendants.

(Index No. 08-2367)

Motion by the appellant to stay enforcement of an order of the Supreme Court, Westchester County, entered October 29, 2008, pending hearing and determination of an appeal therefrom.

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

ORDERED that on the court's own motion, the appeal from so much of the order entered October 29, 2008, as imposed a sanction upon the appellant's counsel is dismissed, without costs or disbursements, on the ground that the appellant is not aggrieved by that portion of the order (*see Matter of Tagliaferri v Weiler*, 1 NY3d 605; *Scopelliti v Town of New Castle*, 92 NY2d 944); and it is further,

ORDERED that the motion is denied.

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

ENTER:


James Edward Pelzer
Clerk of the Court

December 5, 2008

VANGAS v OTIS ELEVATOR COMPANY