

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

M79403  
S/sl

WILLIAM F. MASTRO, J.P.  
HOWARD MILLER  
EDWARD D. CARNI  
WILLIAM E. McCARTHY, JJ.

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2008-06841

DECISION & ORDER ON APPLICATION

In the Matter of Prestige Financial Services, Inc.,  
respondent, v Cervone's Auto Body, Inc., appellant.

(Index No. 2555/08)

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Application by the appellant pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal from a judgment of the Supreme Court, Dutchess County, dated July 17, 2008.

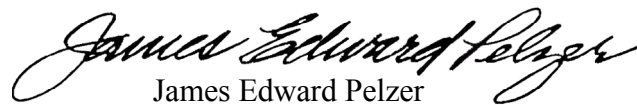
Upon the papers filed in support of the application and no papers having been filed in opposition thereto, it is

ORDERED that the notice of appeal from a decision and order (one paper) of the same court dated July 1, 2008, is deemed a notice of appeal from the judgment (*see* CPLR 5512); and it is further,

ORDERED that the application is granted and the appellant's time to perfect the appeal is enlarged until March 20, 2009, and the record or appendix on the appeal and the appellant's brief must be served and filed on or before that date.

MASTRO, J.P., MILLER, CARNI and McCARTHY, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

December 5, 2008

MATTER OF PRESTIGE FINANCIAL SERVICES, INC. v  
CERVONE'S AUTO BODY, INC.