

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

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2008-03123

ORDER ON APPLICATION  
Application to Withdraw Appeal

Edwin Duplessis, plaintiff-appellant,  
v New York Elevator & Electrical Corp.,  
d/b/a Central Elevator, defendant-appellant,  
JEMB Realty Corp., respondent.

(Index No. 24309/04)

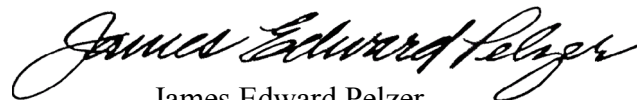
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Application by the defendant-appellant to withdraw an appeal from an order of the Supreme Court, Kings County, dated February 14, 2008.

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ORDERED that the application is granted and the appeal by the defendant-appellant is marked withdrawn.

ENTER:



James Edward Pelzer  
Clerk of the Court

December 5, 2008

DUPLESSIS v NEW YORK ELEVATOR & ELECTRICAL CORP.,  
d/b/a CENTRAL ELEVATOR