

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

M79551
L/

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ROBERT A. SPOLZINO
PETER B. SKELOS, JJ.

2008-04021

DECISION & ORDER ON APPLICATION
Withdraw Appeal on Stipulation

Dorothy Weschler, plaintiff-respondent,
v Elmont Estates, Inc., et al., defendants-
respondents, Melville Snow Contractors,
Inc., appellant
(and a third-party action).

(Index No. 17831/05)

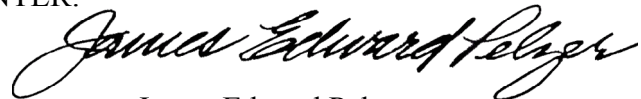
Application to withdraw an appeal from an order of the Supreme Court, Nassau County, dated November 29, 2007.

Upon the stipulation of the attorneys for the respective parties, dated October 30, 2008, it is

ORDERED that the application is granted and the appeal is deemed withdrawn, without costs or disbursements.

PRUDENTI, P.J., MASTRO, RIVERA, SPOLZINO and SKELOS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 5, 2008

WESCHLER v ELMONT ESTATES, INC.