

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

M79558  
E/sl

PETER B. SKELOS, J.P.  
DANIEL D. ANGIOLILLO  
JOHN M. LEVENTHAL  
ARIEL E. BELEN, JJ.

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2007-03886

DECISION & ORDER ON MOTION

New York Telephone Company, respondent,  
v Nassau County, et al., appellants.  
(Matter No. 1)

In the Matter of New York Water Service  
Corporation, petitioner, v Nassau County,  
et al., respondents.  
(Matter No. 2)

In the Matter of Long Island Water Corporation,  
respondent, v Nassau County, et al., appellants.  
(Matter No. 3)

(Index Nos. 12986/97, 12762/97, 12856/97)

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Motion by the respondents New York Telephone Company and Long Island Water Corporation for leave to reargue an appeal from an order of the Supreme Court, Nassau County, dated April 6, 2007, which was determined by decision and order of this court dated August 12, 2008, or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this court.

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

ORDERED that the motion is denied, with \$100 costs.

SKELOS, J.P., ANGIOLILLO, LEVENTHAL and BELEN, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

December 12, 2008

NEW YORK TELEPHONE COMPANY v NASSAU COUNTY