

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

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S/sl

REINALDO E. RIVERA, J.P.
DANIEL D. ANGIOLILLO
THOMAS A. DICKERSON
CHERYL E. CHAMBERS, JJ.

2008-11024

DECISION & ORDER ON MOTION

Putnam Stone & Masonry Supply, Inc., respondent,
v Andrea Sardelli, appellant.

(Index No. 1908/08)

Appeal by Andrea Sardelli from an order of the Supreme Court, Putnam County, dated December 3, 2008.

Now, on the court's own motion, it is

ORDERED that the appeal is dismissed, without costs or disbursements, as no appeal lies from an order entered upon the default of the appealing party (*see* CPLR 5511).

RIVERA, J.P., ANGIOLILLO, DICKERSON and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 12, 2008

PUTNAM STONE & MASONRY SUPPLY, INC. v SARDELLI