

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

M80089  
E/cb

ROBERT A. SPOLZINO, J.P.  
STEVEN W. FISHER  
HOWARD MILLER  
EDWARD D. CARNI, JJ.

---

2008-10596

DECISION & ORDER ON MOTION

A.B. Medical Services, PLLC, et al., plaintiffs,  
v Amex Insurance Company, defendant.

(Index No. 53420/05)

---

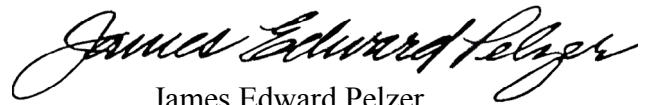
Motion by the plaintiffs for leave to appeal to this court from an order of the Appellate Term, Second and Eleventh Judicial Districts, dated March 13, 2008, which affirmed an order of the Civil Court of the City of New York, Kings County, entered October 25, 2006.

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

ORDERED that the motion is denied.

SPOLZINO, J.P., FISHER, MILLER and CARNI, JJ., concur.

ENTER:

  
James Edward Pelzer  
Clerk of the Court

December 18, 2008

A.B. MEDICAL SERVICES, PLLC v AMEX INSURANCE COMPANY