

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

M80176
L/

2008-08689

ORDER ON APPLICATION
Application to Withdraw Appeal

Andre Biart, respondent, v ATA Housing
Corp., defendant, Jan Food Corp., et al.,
appellants.

(Index No. 26734/05)

Application by the appellant to withdraw an appeal from an order of the Supreme
Court, Kings County, dated July 15, 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ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

December 19, 2008

BIART v ATA HOUSING CORP.