

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

M80402
E/sl

2008-06194

ORDER ON APPLICATION

Withold Wisniowski, appellant-respondent,
v AKM Properties, Inc., defendant third-party
plaintiff-respondent, Showcase Construction, Inc.,
et al., defendants-respondents, J.D., JR. Construction
Corp., defendant third-party defendant fourth-party
defendant-respondent-appellant; Janusz Szczesny, etc.,
et al., fourth-party defendants-respondents.

(Index No. 11230/04)

Application by the appellant-respondent pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal and cross-appeal from an order of the Supreme Court, Richmond County, dated May 8, 2008.

ORDERED that the application is granted; and it is further,

ORDERED that the appellant-respondent's time of to perfect the appeal is enlarged until February 27, 2009, and the joint record or appendix on the appeal (*see* 22 NYCRR 670.8[c][1]) and the appellant-respondent's brief must be served and filed on or before that date; and it is further,

ORDERED that J.D., JR. Construction Corp. shall serve and file the answering brief, including the points of argument on the cross appeal, in accordance with the rules of this court (*see* 22 NYCRR 670.8[c][3]).

ENTER:



James Edward Pelzer
Clerk of the Court

December 26, 2008

WISNIEWSKI v AKM PROPERTIES, INC.