

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

M80469
S/sl

A. GAIL PRUDENTI, P.J.
ROBERT A. SPOLZINO
WILLIAM E. McCARTHY
JOHN M. LEVENTHAL, JJ.

2008-11222

DECISION & ORDER ON MOTION

Daniel Padovano, et al., respondents,
v Teddy's Realty Associates, Ltd., et al.,
defendants, Roberta Arena, appellant.

(Index No. 13461/01)

Appeal by Roberta Arena from a decision and order of this court dated November 5, 2008, which determined an appeal from an order of the Supreme Court, Richmond County, dated October 24, 2006, pending under Appellate Division Docket No. 2006-11291.

Now on the court's own motion, it is

ORDERED that the appeal is dismissed, without costs or disbursements, as no appeal lies to this court from a decision and order of this court (*see* CPLR 5701).

PRUDENTI, P.J., SPOLZINO, McCARTHY and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

December 31, 2008

PADOVANO v TEDDY'S REALTY ASSOCIATES, LTD.