

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

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S/cb

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2008-08198

ORDER ON APPLICATION

Shavon Ellis, etc., et al., appellants-respondents,  
v Kenneth Eng, etc., et al., respondents-appellants,  
New York University Medical Center, et al.,  
respondents, et al., defendants.

(Index No. 13209/05)

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ORDERED that the order on application of this court dated April 22, 2009, in the above-entitled case is recalled and vacated the following order on application is substituted therefor:

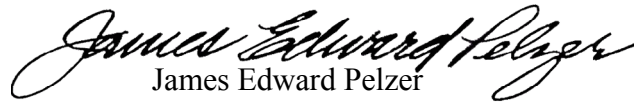
Application by the appellants-respondents pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal and cross appeals from an order of the Supreme Court, Kings County, dated July 17, 2008.

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

ORDERED that the appellants-respondents' time to perfect the appeal is enlarged until *June 26, 2009*, and the joint record or appendix on the appeal (*see* 22 NYCRR 670.8[c][1]) and the appellants-respondents' brief must be served and filed on or before that date; and it is further,

ORDERED that the respondents-appellants shall serve and file their answering briefs, 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

April 27, 2009

ELLIS v ENG