

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

M86068  
E/cb

ROBERT A. SPOLZINO, J.P.  
FRED T. SANTUCCI  
ARIEL E. BELEN  
PLUMMER E. LOTT, JJ.

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2008-06382

DECISION & ORDER ON MOTION

Flora Barnum, respondent, v New York City  
Transit Authority, appellant, et al., defendant.

(Index No. 37044/04)

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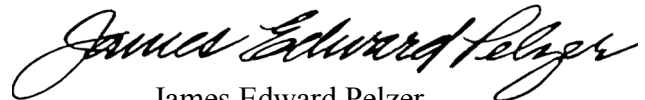
Motion by the appellant to stay the trial in the above-entitled action pending hearing and determination of an appeal from an order of the Supreme Court, Kings County, dated June 11, 2008.

Upon the papers filed in support of the motion and no papers having been filed in opposition or relation thereto, it is

ORDERED that the motion is granted, and the trial in the above-entitled action is stayed pending hearing and determination of the appeal.

SPOLZINO, J.P., SANTUCCI, BELEN and LOTT, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

May 1, 2009

BARNUM v NEW YORK CITY TRANSIT AUTHORITY