

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

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2008-06437

ORDER ON APPLICATION
Application to Withdraw Appeal

Carlos Romero, plaintiff-respondent-appellant,
v Park Slope Fifth Ave NY, LLC, et al., defendants
third-party plaintiffs-appellants-respondents,
Astoria Federal Savings, defendant third-party
plaintiff-respondent, Planned System Integration,
Ltd., defendant-respondent; Midtown Contracting
Corp., third-party defendant-appellant-respondent.

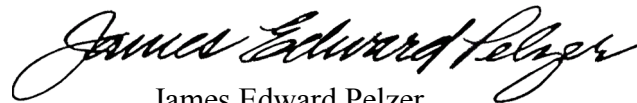
(Index No. 5080/03)

Application by the third-party defendant-appellant-respondent Midtown Contracting Corp., to withdraw its appeal from an order of the Supreme Court, Kings County, dated June 10, 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 by the third-party defendant-appellant-respondent Midtown Contracting Corp. is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

May 1, 2009

ROMERO v PARK SLOPE FIFTH AVE NY, LLC