

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

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2008-08468

ORDER ON APPLICATION
Application to Withdraw Appeal

Kevin Bellera, plaintiff, v Recovery Racing,
LLC, et al., defendants third-party plaintiffs-
appellants; Frank W. Bellera, third-party
defendant-respondent.

(Index No. 5506/07)

Application by the defendants third-party plaintiffs-appellants to withdraw an appeal from an order of the Supreme Court, Nassau County, entered July 8, 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ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

May 8, 2009

BELLERA v RECOVERY RACING, LLC