

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

M86368  
E/cb

WILLIAM F. MASTRO, J.P.  
STEVEN W. FISHER  
HOWARD MILLER  
CHERYL E. CHAMBERS, JJ.

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2007-01215

DECISION & ORDER ON MOTION

Mark Baranek, appellant,  
v Karin Baranek, respondent.

(Index No. 25377/06)

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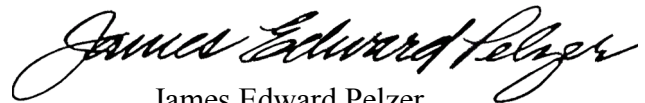
Motion by the appellant for leave to reargue stated portions of an appeal from an order of the Supreme Court, Suffolk County, dated December 13, 2006, which were determined by decision and order of this court dated September 16, 2008, or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this court.

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

ORDERED that the motion is denied.

MASTRO, J.P., FISHER, MILLER and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

May 11, 2009

BARANEK v BARANEK