

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

M87062  
E/sl

REINALDO E. RIVERA, J.P.  
DANIEL D. ANGIOLILLO  
RANDALL T. ENG  
ARIEL E. BELEN, JJ.

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2007-07257

DECISION & ORDER ON MOTION

LKE Family Limited Partnership, appellant,  
v Gillen Living Trust, et al., respondents.

(Index No. 23142-06)

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Motion by the appellant for leave to reargue an appeal from a judgment of the Supreme Court, Suffolk County, entered July 11, 2007, which was determined by decision and order of this court dated February 17, 2009, 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 the papers filed in opposition thereto, it is

ORDERED that the motion is denied, with \$100 costs.

RIVERA, J.P., ANGIOLILLO, ENG and BELEN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

May 22, 2009

LKE FAMILY LIMITED PARTNERSHIP v GILLEN LIVING TRUST