

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

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E/cb

REINALDO E. RIVERA, J.P.
DANIEL D. ANGIOLILLO
ARIEL E. BELEN
LEONARD B. AUSTIN, JJ.

2008-10264

DECISION & ORDER ON MOTION

Gary Bonavita, et al., appellants,
v Irving McNicholas, et al., respondents,
et al., defendants.

(Index No. 5699/04)

Motion by the appellants to enlarge the time to perfect an appeal from an order of the Supreme Court, Nassau County, dated September 30, 2008, and to enlarge the record on appeal to include certain documents.

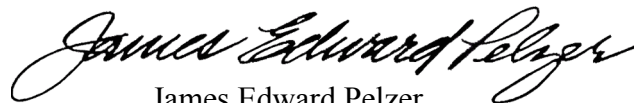
Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the branch of the motion which is to enlarge the time to perfect the appeal is granted, the appellant's time to perfect the appeal is enlarged until June 26, 2009, and the record or appendix on the appeal and the appellant's brief must be served and filed on or before that date; and it is further,

ORDERED that the branch of the motion which is to enlarge the record is denied.

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

ENTER:


James Edward Pelzer
Clerk of the Court

May 27, 2009

BONAVITA v McNICHOLAS