

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

M87219
E/cb

REINALDO E. RIVERA, J.P.
HOWARD MILLER
RUTH C. BALKIN
LEONARD B. AUSTIN, JJ.

2008-10411

DECISION & ORDER ON MOTION

Cynthia Dunnaville, et al., appellants,
v Metropolitan Transit Authority of City
of New York, et al., respondents.

(Index No. 28435/04)

Motion by the appellants to omit the respondents' trial exhibits from the record on an appeal from a judgment of the Supreme Court, Queens County, entered November 6, 2008, and to enlarge the time to perfect the appeal.

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

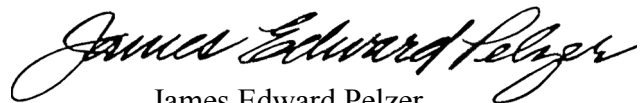
ORDERED that the motion is granted; and it is further,

ORDERED that the exhibits shall be filed when the appeal is perfected (*see* 22 NYCRR 670.10.2[b][6][i]); and it is further,

ORDERED that the appellant's time to perfect the appeal is enlarged until July 27, 2009, and the record or appendix on the appeal and the appellant's brief must be served and filed on or before that date.

RIVERA, J.P., MILLER, BALKIN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

May 27, 2009

DUNNAVILLE v METROPOLITAN TRANSIT AUTHORITY
OF CITY OF NEW YORK