

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

M87466
S/sl

2008-07485

ORDER ON APPLICATION
Application to Withdraw Appeal

Anne Marie Canadeo, respondent,
v John D. Muzio, *defendant-appellant*;
Theresa Muzio, nonparty-appellant.

(Index No. 14715/03)

ORDERED that the order on application of this court dated April 17, 2009, in the above-entitled appeal is recalled and vacated and the following order on application is substituted therefor:

Application by the *nonparty-appellant* to withdraw an appeal from an order of the Supreme Court, Nassau County, dated July 3, 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ORDERED that the application is granted and the appeal *by the nonparty-appellant* is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

June 3, 2009

CANADEO v MUZIO