

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

M87670
F/

2008-05508

De Paulis Holding Corp., respondent-appellant,
v Albert Vitale, appellant-respondent.

ORDER ON APPLICATION
Application to Withdraw Appeal

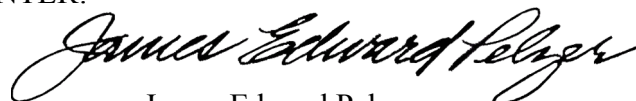
(Index No. 100567/06)

Application by the respondent-appellant to withdraw a cross appeal from an order of the Supreme Court, Richmond County, dated April 28, 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ORDERED that the application is granted and the cross appeal is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

June 8, 2009

DE PAULIS HOLDING CORP. v VITALE