

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

M88021  
E/sl

ROBERT A. SPOLZINO, J.P.  
FRED T. SANTUCCI  
ANITA R. FLORIO  
PLUMMER E. LOTT, JJ.

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2008-09639

DECISION & ORDER ON MOTION

Daphne Swinton, respondent, v New York  
Life Insurance Company, appellant.

(Index No. 06-21985)

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Motion by the respondent to enlarge the time to serve and file a brief on an appeal from an order of the Supreme Court, Westchester County, dated August 18, 2008.

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

ORDERED that the motion is granted and the respondent's time to serve and file a brief is enlarged until June 19, 2009, and the respondent's brief must be served and filed on or before that date; and it is further,

ORDERED that no further enlargement of time shall be granted.

SPOLZINO, J.P., SANTUCCI, FLORIO and LOTT, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 15, 2009

SWINTON v NEW YORK LIFE INSURANCE COMPANY