

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

M88114
S/cb

WILLIAM F. MASTRO, J.P.
CHERYL E. CHAMBERS
RUTH C. BALKIN
LEONARD B. AUSTIN, JJ.

2008-09672, 2008-11587

DECISION & ORDER ON

MOTION

Ramon Liriano, respondent, v
Eveready Insurance Company, appellant.

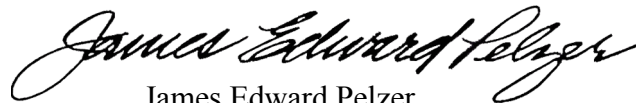
(Index No. 5226/08)

On the court's own motion, it is

ORDERED that its decision and order on motion dated June 12, 2009, in the above-entitled case, which recalled and vacated a decision and order of this court dated June 9, 2009, determining appeals from (1) an order of the Supreme Court, Queens County, dated September 29, 2008, and (2) a judgment of the same court entered November 21, 2008, is amended by deleting from the second decretal paragraph thereof the citation "CPLR 321(a)", and substituting therefor the citation "CPLR 321(c)."

MASTRO, J.P., CHAMBERS, BALKIN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 17, 2009

LIRIANO v EVEREADY INSURANCE COMPANY