

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

M88161  
F/

---

2009-00021

Mitschka Hartley, et al., plaintiffs-respondents,  
Ralph Garcia, et al., plaintiffs-appellants,  
v Columbus Construction Corp., et al., defendants.

ORDER ON APPLICATION  
Application to Withdraw Appeal

(Index No. 3312/06)

---

Application by the appellants to withdraw an appeal from an order of the Supreme Court, Westchester County, dated November 20, 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ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 17, 2009

HARTLEY v COLUMBUS CONSTRUCTION CORP.