

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

M88248
E/sl

MARK C. DILLON, J.P.
HOWARD MILLER
JOHN M. LEVENTHAL
ARIEL E. BELEN, JJ.

2008-08546, 2009-00019

DECISION & ORDER ON MOTION

Shauna Alami, etc., et al., appellants,
v Volkswagen of America, Inc., defendant;
Shandell, Blitz, Blitz & Bookson, LLP,
nonparty-respondent.
(Appeal No. 1)

Shauna Alami, etc., et al., appellants-respondents,
v Volkswagen of America, Inc., defendant;
Shandell, Blitz, Blitz & Bookson, LLP,
nonparty-respondent-appellant.
(Appeal No. 2)

(Index No. 96-20093)

Motion by Shauna Alami, as administratrix of the goods, chattels, and credits, which were of Silhadi Alami, deceased, and Shauna Alami, individually, inter alia, in effect, to vacate a decision and order on motion dated April 20, 2009, dismissing an appeal from a decision of the Supreme Court, Westchester County, entered August 7, 2008, and to enlarge the time to perfect an appeal and cross appeal from an order of the same court entered October 29, 2008.

Upon the papers filed in support of the motion and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the branch of the motion which is to enlarge the time to perfect the appeal and cross appeal from the order entered October 29, 2008 (Appellate Division Docket No. 2009-00019), is granted, the appellants-respondents' time to perfect the appeal is enlarged until August 7, 2009, and the joint record or appendix on the appeal and the appellants-respondents' brief must be served and filed on or before that date; and it is further,

July 8, 2009

ALAMI v VOLKSWAGEN OF AMERICA, INC.

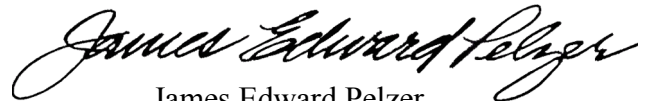
Page 1.

ORDERED that the nonparty-respondent-appellant shall serve and file its answering brief, including its points of argument on the cross appeal, in accordance with the rules of the court (*see* 22 NYCRR 670.8[c][3]); and it is further,

ORDERED that the motion is otherwise denied.

DILLON, J.P., MILLER, LEVENTHAL and BELEN, JJ., concur.

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive, flowing style.

James Edward Pelzer
Clerk of the Court