

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

M88320  
E/sl

ANITA R. FLORIO, J.P.  
JOSEPH COVELLO  
RUTH C. BALKIN  
JOHN M. LEVENTHAL, JJ.

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2007-08579

DECISION & ORDER ON MOTION

CNR Healthcare Network, Inc., et al., appellants,  
v 86 Lefferts Corp., respondent.

(Index No. 30856/02)

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Motion by the respondent for leave to reargue an appeal from a judgment of the Supreme Court, Kings County, dated August 10, 2007, which was determined by decision and order of this court dated February 10, 2009, or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this court.

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

ORDERED that the motion is denied, with \$100 costs.

FLORIO, J.P., COVELLO, BALKIN and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

June 22, 2009

CNR HEALTHCARE NETWORK, INC. v 86 LEFFERTS CORP.