

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

M88576
E/sl

ROBERT A. SPOLZINO, J.P.
PETER B. SKELOS
MARK C. DILLON
JOHN M. LEVENTHAL, JJ.

2009-02955

DECISION & ORDER ON MOTION

Jeanne Joseph, respondent,
v Kin Wei Cheung, et al., appellants.

(Index No. 020725/06)

The defendants having appealed to this court from an order of the Supreme Court, Kings County, dated February 27, 2009, and this court having noticed the matter for a CAMP conference, and, counsel for the respondent having failed to appear at the conference without excuse. By order to show cause dated June 4, 2009, counsel for the appellants and the respondent were directed to show cause why an order should or should not be made and entered imposing such sanctions on counsel for the respondent as the court may deem appropriate pursuant to 22 NYCRR 670.4(b)(2).

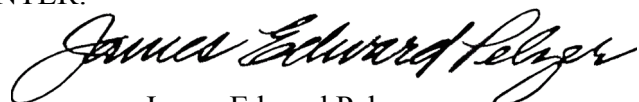
On the court's own motion and the papers filed in response to the order to show cause, it is

ORDERED that the motion is denied.

Under the circumstances sanctions are not warranted.

SPOLZINO, J.P., SKELOS, DILLON and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 25, 2009

JOSEPH v KIN WEI CHEUNG