

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

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2004-10881

In the Matter of Contello Tower II Corporation,  
petitioner-respondent, v New York City Department  
of Housing Preservation & Development,  
respondent-respondent, Ilona Shur, appellant.

ORDER ON APPLICATION  
Application to Withdraw Appeal

(Index No. 46978/03)

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Application by the appellant to withdraw an appeal from an order and judgment (one paper) of the Supreme Court, Kings County, dated October 25, 2004.

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ORDERED that the application is granted and the appeal is marked withdrawn.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

July 2, 2009

MATTER OF CONTELLO TOWER II CORPORATION v NEW YORK CITY  
DEPARTMENT OF HOUSING PRESERVATION & DEVELOPMENT