

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

M88927  
E/cb

WILLIAM F. MASTRO, J.P.  
REINALDO E. RIVERA  
ROBERT A. SPOLZINO  
HOWARD MILLER, JJ.

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2007-11792, 2007-11793, 2008-02333

DECISION & ORDER ON MOTION

Gregory J. Tarone, appellant,  
v Madeline K. Tarone, respondent.

(Index No. 1265-02)

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Motion by the appellant, inter alia, to vacate a decision and order on motion dated April 3, 2009, which granted the respondent's motion to direct the Treasurer of Suffolk County to release to her attorney, John Ray, Esq., the sum of \$50,000, upon his default in opposing the motion, on appeals from three orders of the Supreme Court, Suffolk County, dated October 31, 2007, December 10, 2007, and January 15, 2008, respectively, which were determined by decision and order dated February 3, 2009. Cross motion by the respondent for an award of an attorney's fee and to impose a sanction upon the appellant.

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

ORDERED that the motion and cross motion are denied.

MASTRO, J.P., RIVERA, SPOLZINO and MILLER, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

July 2, 2009

TARONE v TARONE