

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

M89374
E/sl

MARK C. DILLON, J.P.
DANIEL D. ANGIOLILLO
THOMAS A. DICKERSON
RANDALL T. ENG, JJ.

2009-06015

DECISION & ORDER ON MOTION

Gabriella Barbieri, respondent,
v Daniel Vokoun, appellant.

(Index No. 14896/07)

Motion by the appellant to stay all proceedings in the above-entitled action, including the trial, pending hearing and determination of an appeal from an order of the Supreme Court, Nassau County, dated June 9, 2009.

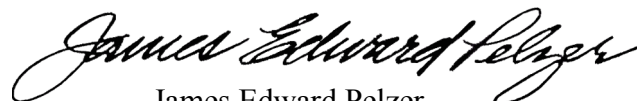
Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the motion is granted to the extent that the trial in the above-entitled action is stayed pending hearing and determination of the appeal on condition that the appeal is perfected on or before August 12, 2009, and the motion is otherwise denied; and it is further,

ORDERED that in the event the appeal is not perfected on or before August 12, 2009, the court, on its own motion, may vacate the stay, or the respondent may move to vacate the stay, on three days notice.

DILLON, J.P., ANGIOLILLO, DICKERSON and ENG, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

July 13, 2009

BARBIERI v VOKOUN