

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

M89376  
E/sl

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

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2008-11707, 2009-02621, 2009-02622,  
2009-04589, 2009-05122

DECISION & ORDER ON MOTION

John Frates, respondent,  
v Kelly Frates, appellant.

(Index No. 1493/07)

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Motion by the appellant, inter alia, to stay the trial in the above-entitled action pending hearing and determination of appeals from an order of the Supreme Court, Putnam County, dated November 19, 2008, two orders of the same court dated February 19, 2009, two orders of the same court dated April 3, 2009, and an order of the same court dated May 15, 2009, respectively.

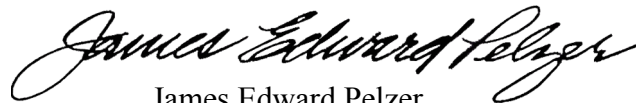
Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the branch of the motion which is to stay the trial is granted and the trial in the above-entitled action is stayed pending hearing and determination of the appeals; and it is further,

ORDERED that the motion is otherwise denied.

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

ENTER:



James Edward Pelzer  
Clerk of the Court

July 13, 2009

FRATES v FRATES