

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

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E/sl

FRED T. SANTUCCI, J.P.  
JOSEPH COVELLO  
JOHN M. LEVENTHAL  
ARIEL E. BELEN, JJ.

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2009-05727

DECISION & ORDER ON MOTION

Ben Nehmadi, respondent,  
v William Davis, appellant.

(Index No. 18579/07)

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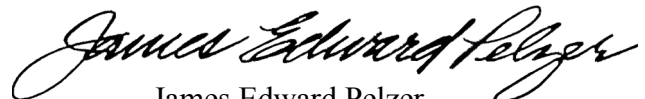
Motion by the appellant to stay enforcement of stated portions of an order of the Supreme Court, Nassau County, entered June 4, 2009, pending hearing and determination of an appeal from the order.

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

ORDERED that the motion is denied in light of our determination of a related appeal in the above-entitled action (*see Nehmadi v Davis*, \_\_\_ AD3d \_\_\_ [2d Dept June 30, 2009][Appellate Division Docket No. 2009-05524]), without prejudice to moving in the Supreme Court, Nassau County, to vacate the order entered June 4, 2009.

SANTUCCI, J.P., COVELLO, LEVENTHAL and BELEN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

July 13, 2009

NEHMADI v DAVIS