

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

M89482  
S/sl

WILLIAM F. MASTRO, J.P.  
PETER B. SKELOS  
ANITA R. FLORIO  
CHERYL E. CHAMBERS, JJ.

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2009-06107

DECISION & ORDER ON MOTION

Donna Orr, plaintiff,  
v Angela Buquicchio, et al., defendants.

(Index No. 16017/04)

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Motion by the defendant Angela Buquicchio for leave to appeal to this court from an order of the Supreme Court, Kings County, dated July 1, 2009, and to stay the foreclosure sale of the subject property pending hearing and determination of the appeal.

Upon the papers filed in support of the motion and no papers having been filed in opposition thereto, it is

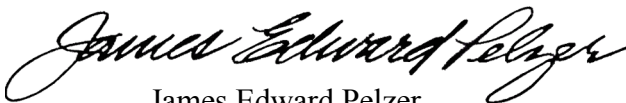
ORDERED that the branch of the motion which is for leave to appeal is denied; and it is further,

ORDERED that the branch of the motion which is to stay the foreclosure sale is denied as academic; and it is further,

ORDERED that the appeal taken as of right is dismissed, without costs or disbursements, as the order is not appealable as of right and leave to appeal has not been granted (*see* CPLR 5701).

MASTRO, J.P., SKELOS, FLORIO and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

July 15, 2009

ORR v BUQUICCHIO