

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

M89505  
S/cb

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

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2009-01128

DECISION & ORDER ON MOTION

Teresa F. Trichilo, respondent,  
v Alberto Ruiz, et al., appellants.

(Index No. 11114/07)

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Motion by the appellants to stay the trial in the above-entitled action pending hearing and determination of an appeal from an order of the Supreme Court, Kings County, dated December 4, 2008.

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

ORDERED that the motion is denied.

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

ENTER:

  
James Edward Pelzer  
Clerk of the Court

July 16, 2009

TRICHILO v RUIZ