

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

M89550
L/

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ROBERT A. SPOLZINO
PETER B. SKELOS, JJ.

2008-07368

DECISION & ORDER ON APPLICATION
Withdraw Appeal on Stipulation

Charles Agostinelli, et al., appellants,
v O'Donnell Builders of Dutchess, Inc.,
et al., respondents, et al., defendant
(and third-party actions).

(Index No. 05-22346)

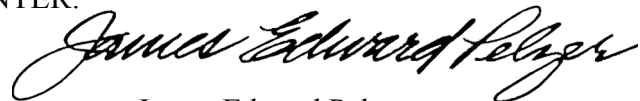
Application to withdraw an appeal from an order of the Supreme Court, Westchester County, entered July 8, 2008.

Upon the stipulation of the attorneys for the respective parties, dated June 22, 2009,
it is

ORDERED that the application is granted and the appeal is deemed withdrawn,
without costs or disbursements.

PRUDENTI, P.J., MASTRO, RIVERA, SPOLZINO and SKELOS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

July 17, 2009

AGOSTINELLI v O'DONNELL BUILDERS OF DUTCHESS, INC.