

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

M90046
S/sl

STEVEN W. FISHER, J.P.
MARK C. DILLON
JOSEPH COVELLO
RUTH C. BALKIN, JJ.

2008-08876

DECISION & ORDER ON MOTION

Delta Financial Corporation, etc., plaintiff,
v James E. Morrison, et al., defendants;
Christopher Byrne, nonparty-appellant.
(Action No. 1)

Delta Funding Residential Exchange Company,
LLC, et al., plaintiffs, v Delta Financial
Corporation, et al., defendants; Christopher
Byrne, nonparty-appellant.
(Action No. 2)

(Index Nos. 11118/03, 3084/04)

On the court's own motion, it is

ORDERED that its decision and order on motion dated June 30, 2009, in the above-entitled appeal, amending a prior decision and order on motion dated May 18, 2009, which determined a motion by the nonparty-appellant, on an appeal from an order of the Supreme Court, Nassau County, dated August 12, 2008, is amended by deleting therefrom the date "June 17, 2009," and substituting therefor the date "September 4, 2009."

FISHER, J.P., DILLON, COVELLO and BALKIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 7, 2009

DELTA FINANCIAL CORPORATION v MORRISON