

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

M90128
J/sl

ROBERT A. SPOLZINO, J.P.
DANIEL D. ANGIOLILLO
CHERYL E. CHAMBERS
L. PRISCILLA HALL, JJ.

2008-01439

DECISION & ORDER ON MOTION

Joseph A. Desena, plaintiff-respondent,
v City of New York, et al., defendants-respondents,
Keyspan Energy Delivery NYC, appellant.

(Index No. 21215/06)

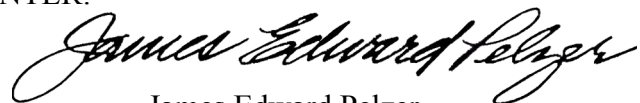
Motion by the appellant to stay the trial in the above-entitled action pending hearing and determination of an appeal from an order of the Supreme Court, Kings County, dated January 16, 2008.

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

ORDERED that the motion is denied.

SPOLZINO, J.P., ANGIOLILLO, CHAMBERS and HALL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

July 29, 2009

DESENA v CITY OF NEW YORK