

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

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2009-03309

ORDER ON APPLICATION
Application to Withdraw Appeal

1270 North Condominium, plaintiff-
respondent, v Wykagyl Associates HJ,
LLC, appellant, City of New Rochelle,
defendant-respondent.

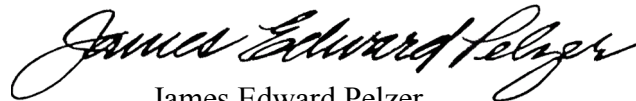
(Index No. 08-23656)

Application by the appellant to withdraw an appeal from an order of the Supreme Court, Westchester County, dated March 20, 2009.

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

ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

August 4, 2009

1270 NORTH CONDOMINIUM v WYKAGYL ASSOCIATES HJ, LLC