

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

M90434  
E/sl

STEVEN W. FISHER, J.P.  
DANIEL D. ANGIOLILLO  
THOMAS A. DICKERSON  
ARIEL E. BELEN, JJ.

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2007-09880

DECISION & ORDER ON MOTION

Pacific Carlton Development Corp., et al.,  
appellants, v 752 Pacific, LLC, et al., respondents.

(Index No. 29400/06)

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Motion by the respondents AY 535 Carlton, LLC, Forest City Ratner Companies, Bruce C. Ratner, and Forest City Enterprises, Inc., for leave to reargue stated portions of an appeal from an order of the Supreme Court, Kings County, dated September 19, 2007, which were determined by decision and order of this court dated May 5, 2009, or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this court.

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

ORDERED that the motion is denied, with \$100 costs.

FISHER, J.P., ANGIOLILLO, DICKERSON and BELEN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

August 5, 2009

PACIFIC CARLTON DEVELOPMENT CORP v 752 PACIFIC, LLC