

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

M90459  
E/sl

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2008-11293

ORDER ON APPLICATION

Thomas Greene, respondent-appellant,  
v Marie Neto, appellant-respondent,  
Susan Russo, et al., defendants.

(Index No. 691/03)


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Application by the appellant-respondent pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal and cross appeal from an order of the Supreme Court, Kings County, dated October 3, 2008.

ORDERED that the application is granted and the appellant-respondent's time to perfect the appeal is enlarged until September 2, 2009, and the joint record or appendix on the appeal and the appellant-respondent's brief must be served and filed on or before that date; and it is further,

ORDERED that the respondent-appellant shall serve and file an answering brief, including points of argument on the cross appeal, in accordance with the rules of the court (*see* 22 NYCRR 670.8[c][3]).

ENTER:

  
James Edward Pelzer  
Clerk of the Court

August 6, 2009

GREENE v NETO