

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

M90531
L/

2009-03363

ORDER ON APPLICATION
Application to Withdraw Appeal

Myron Goldstein, plaintiff-respondent,
v City of New York, et al., defendants-
respondents; V.N.A. Utility Contracting
Co., et al., appellants
(and a third-party action).

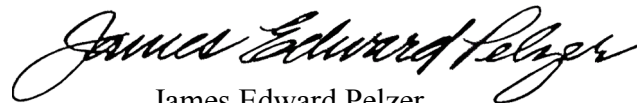
(Index No. 9312/03)

Application by the appellant S. DiFazio & Sons Construction, Inc., to withdraw an appeal from an order of the Supreme Court, Kings County, dated February 17, 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ORDERED that the application is granted and the appeal by the appellant S. DiFazio & Sons Construction, Inc., is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

August 7, 2009

GOLDSTEIN v CITY OF NEW YORK