

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

M90626
E/sl

STEVEN W. FISHER, J.P.
JOSEPH COVELLO
DANIEL D. ANGIOLILLO
JOHN M. LEVENTHAL, JJ.

2008-10079

DECISION & ORDER ON MOTION

Thomas Poole, appellant, v Jane
Ogiejko, respondent, et al., defendant.

(Index No. 9259-06)

Motion by the appellant for leave to reargue an appeal from an order of the Supreme Court, Suffolk County, dated October 7, 2008, which was determined by decision and order of this court dated May 26, 2009.

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., COVELLO, ANGIOLILLO and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 11, 2009

POOLE v OGIEJKO