

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

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L/

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ROBERT A. SPOLZINO
PETER B. SKELOS, JJ.

2009-02373

DECISION & ORDER ON APPLICATION
Withdraw Appeal on Stipulation

Jason Hincapie, etc., et al., respondents,
v Constantin G. Mayard, et al., appellants.

(Index No. 9401/05)

Application to withdraw an appeal from an order of the Supreme Court, Queens County, entered February 9, 2009.

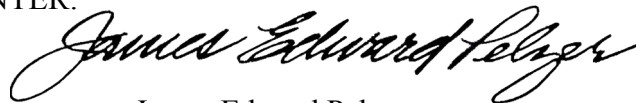
Upon the stipulation of the attorneys for the respective parties, dated July 29, 2009,
it is

ORDERED that the application is granted and the appeal is deemed withdrawn,
without costs or disbursements; and it is further,

ORDERED that the stay granted by decision and order on motion of this court dated
July 9, 2009, is vacated forthwith.

PRUDENTI, P.J., MASTRO, RIVERA, SPOLZINO and SKELOS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 11, 2009

HINCAPIE v MAYARD