

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

M90709
E/sl

ANITA R. FLORIO, J.P.
HOWARD MILLER
RUTH C. BALKIN
LEONARD B. AUSTIN, JJ.

2009-06802

DECISION & ORDER ON MOTION

Christopher R. Lonner, etc., respondent,
v Simon Property Group, Inc., appellant.
(Westchester County Index No. 2246/04)
(Action No. 1)

Aliza Goldman, etc., respondent,
v Simon Property Group, Inc., appellant.
(Nassau County Index No. 1899/05)
(Action No. 2)

Motion by the appellant to stay all proceedings in the above-entitled actions, which have been joined for pretrial proceedings and trial, pending hearing and determination of an appeal from an order of the Supreme Court, Westchester County, entered June 29, 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.

FLORIO, J.P., MILLER, BALKIN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 12, 2009

LONNER v SIMON PROPERTY GROUP, INC.