

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

M90720
E/sl

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

2009-00752

DECISION & ORDER ON MOTION

Robert Walsh, respondent,
v Richard F. Kresge, appellant.

(Index No. 18610-04)

Motion by the appellant to stay the trial in the above-entitled action pending hearing and determination of an appeal from an order of the Supreme Court, Suffolk County, dated December 17, 2008.

Upon the papers filed in support of the motion and the papers filed in relation thereto,
it is

ORDERED that the motion is granted and the trial in the above-entitled action is stayed pending hearing and determination of the appeal.

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

ENTER:



James Edward Pelzer
Clerk of the Court

August 12, 2009

WALSH v KRESGE