

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

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E/sl

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

2009-05403

DECISION & ORDER ON MOTION

Julio C. Castro, etc., et al., plaintiff-respondent,
v New York City Health and Hospitals Corporation,
et al., defendants-respondents, Cyrus O. McCalla,
appellant-respondent, Judith Mitchell, et al.,
respondents-appellants.

(Index No. 29941/00)

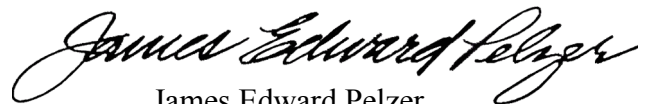
Motion by Cyrus O. McCalla to stay the trial in the above-entitled action pending hearing and determination of an appeal and cross appeals from an order of the Supreme Court, Kings County, dated April 20, 2009.

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 13, 2009

CASTRO v NEW YORK CITY HEALTH AND HOSPITALS CORPORATION