

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

M90736
E/sl

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

2008-09342

DECISION & ORDER ON MOTION

Lynn M. Ciavarelli, et al., plaintiffs-respondents,
v Town of Islip, defendant-respondent, Suffolk
County Water Authority, appellant.

(Index No. 8864-06)

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 August 26, 2008.

Upon the papers filed in support of the motion and no papers having been filed in opposition or relation 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

CIAVARELLI v TOWN OF ISLIP