

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

M90827
L/

2009-01841

ORDER ON APPLICATION
Application to Withdraw Appeal

Lori Toshek, respondent, v Pathmark
Stores, Inc., appellant, et al., defendant.

(Index No. 18351/06)

Application by the appellant to withdraw an appeal from an order of the Supreme Court, Nassau County, dated December 3, 2008.

Upon the papers filed in support of the application and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer
Clerk of the Court

August 14, 2009

TOSHEK v PATHMARK STORES, INC.