

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

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WILLIAM F. MASTRO, J.P.  
MARK C. DILLON  
JOHN M. LEVENTHAL  
CHERYL E. CHAMBERS, JJ.

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2007-06144, 2007-10204

DECISION & ORDER ON APPLICATION  
Withdraw Appeal on Stipulation

Marfi Contracting Corp., respondent,  
v BHS Insurance Agency, Inc., defendant,  
Burlington Insurance Company, et al.,  
appellants.  
(Appeal No. 1)

Marfi Contracting Corp., respondent,  
v BHS Insurance Agency, Inc., et al., defendants,  
Burlington Insurance Company, appellant.  
(Appeal No. 2)

(Index No. 1025/05)

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Application to withdraw appeals from two orders of the Supreme Court, Kings County, dated May 30, 2007, and August 7, 2007, respectively.

Upon the stipulation of the attorneys for the respective parties, dated August 14, 2009, it is

ORDERED that the application is granted and the appeals are deemed withdrawn, without costs or disbursements.

MASTRO, J.P., DILLON, LEVENTHAL and CHAMBERS, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

August 18, 2009

MARFI CONTRACTING CORP. v BHS INSURANCE AGENCY, INC.