

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

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2009-04943

ORDER ON APPLICATION  
Application to Withdraw Appeal

Herbert Franck, et al., respondents,  
v Mitchell A. Robbins, et al., appellants,  
Richard Stechel, et al., defendants.

(Index No. 6074/04)

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Application by the appellants to withdraw an appeal from a judgment of the Supreme Court, Nassau County, dated April 16, 2009.

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ORDERED that the application is granted and the appeal is marked withdrawn.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 19, 2009

FRANCK v ROBBINS