

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

M91100
E/sl

FRED T. SANTUCCI, J.P.
HOWARD MILLER
RUTH C. BALKIN
LEONARD B. AUSTIN, JJ.

2009-07148

DECISION & ORDER ON MOTION

Nella Manko, appellant, v Lenox Hill
Anesthesiology, PLLC, et al., respondents.

(Index No. 590/09)

Motion by the appellant, inter alia, for leave to appeal to this court from an order of the Supreme Court, Kings County, dated July 8, 2009, and to stay enforcement of any judgment entered in the above-entitled action pending hearing and determination of the appeal.

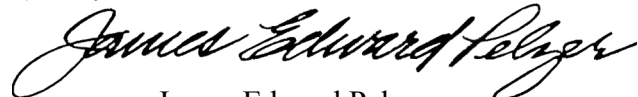
Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the branch of the motion which is for leave to appeal is denied as unnecessary as the order is appealable as of right (*see* CPLR 5701); and it is further,

ORDERED that the motion is otherwise denied.

SANTUCCI, J.P., MILLER, BALKIN and AUSTIN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 21, 2009

MANKO v LENOX HILL ANESTHESIOLOGY, PLLC