

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

M91292
E/sl

ROBERT A. SPOLZINO, J.P.
MARK C. DILLON
HOWARD MILLER
DANIEL D. ANGIOLILLO, JJ.

2008-09929

DECISION & ORDER ON MOTION

Steven Cherner, appellant,
v City of New York, et al., respondents.

(Index No. 18399/05)

Motions by the respondent El Sol Contracting and Construction Corp. to enlarge the time to serve and file a brief on an appeal from an order of the Supreme Court, Queens County, dated September 19, 2008.

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

ORDERED that the motion is granted and the time of El Sol Contracting and Construction Corp. to serve and file a brief is enlarged until September 2, 2009, and the brief of El Sol Contracting and Construction Corp. must be served and filed on or before that date; and it is further,

ORDERED that no further enlargement of time shall be granted.

SPOLZINO, J.P., DILLON, MILLER and ANGIOLILLO, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 27, 2009

CHERNER v CITY OF NEW YORK