

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

M91320
L/

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
ROBERT A. SPOLZINO
PETER B. SKELOS, JJ.

2008-11000

DECISION & ORDER ON APPLICATION
Withdraw Appeal on Stipulation

In the Matter of Riverhead PGC, LLC,
respondent-appellant, v Town of Riverhead,
et al., appellants-respondents, Phil
Cardinale, et al., respondents.

(Index No. 20504-07)

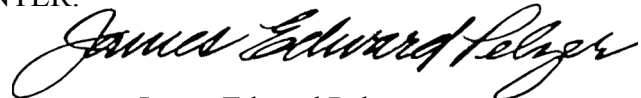
Application to withdraw a cross appeal from an order of the Supreme Court, Suffolk County, dated October 6, 2008.

Upon the stipulation of the attorneys for the respective parties, dated August 21, 2009,
it is

ORDERED that the application is granted and the cross appeal is deemed withdrawn,
without costs or disbursements.

PRUDENTI, P.J., MASTRO, RIVERA, SPOLZINO and SKELOS, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

August 26, 2009

MATTER OF RIVERHEAD PGC, LLC v TOWN OF RIVERHEAD