

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

M91359
L/

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

2008-09545

DECISION & ORDER ON APPLICATION
Withdraw Appeal on Stipulation

James Malone, et al., plaintiffs-respondents,
v Structure Tone, Inc., defendant third-party
plaintiff-appellant, Brookfield Properties, Inc.,
et al., defendants-appellants, et al., defendant;
Sound Refrigeration & Air Conditioning, Inc.,
et al., third-party defendants-respondents.

(Index No. 16233/06)

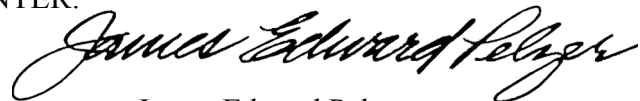
Application to withdraw an appeal from an order of the Supreme Court, Kings
County, dated September 4, 2008.

Upon the stipulation of the attorneys for the respective parties, dated August 19, 2009,
it is

ORDERED that the application is granted and the appeal is deemed withdrawn,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 27, 2009

MALONE v STRUCTURE TONE, INC.