

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

M91372
E/sl

STEVEN W. FISHER, J.P.
MARK C. DILLON
JOSEPH COVELLO
RANDALL T. ENG, JJ.

2008-08798

DECISION & ORDER ON MOTION

Joseph Kraker, et al., plaintiffs-respondents,
v Consolidated Edison Company of New York,
defendant third-party plaintiff second third-party
plaintiff third third-party defendant-appellant;
Welsbach Electric Corp., third-party defendant;
City of New York, Inc., second third-party
defendant-respondent; Aerolife, etc., et al.,
third third-party defendants.

(Index No. 30592/01)

Motion by Joseph Kraker and Connie Kraker on an appeal from an order of the Supreme Court, Queens County, entered August 18, 2008, for leave to file a replacement brief.

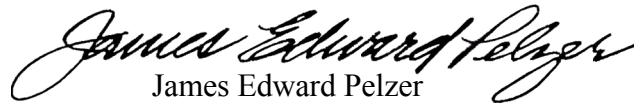
Upon the papers filed in support of the motion and the papers filed in relation thereto, it is

ORDERED that the motion is granted, the brief filed by Joseph Kraker and Connie Kraker on July 21, 2009, is stricken, and on or before September 10, 2009, they shall file a replacement brief; and it is further,

ORDERED that Consolidated Edison Company of New York may file a replacement reply brief, if it be so advised, on or before September 21, 2009.

FISHER, J.P., DILLON, COVELLO and ENG, JJ., concur.

ENTER:


James Edward Pelzer
Clerk of the Court

August 28, 2009

KRAKER v CONSOLIDATED EDISON COMPANY OF NEW YORK