

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

M91399
E/sl

ROBERT A. SPOLZINO, J.P.
FRED T. SANTUCCI
RANDALL T. ENG
ARIEL E. BELEN, JJ.

2008-08228

DECISION & ORDER ON MOTION

In the Matter of Margaret A. McKeown,
a/k/a Marge McKeown, deceased.
Thomas McKeown, appellant; Mary
McKeown Virga, et al., respondents.

(File No. 2239/03)

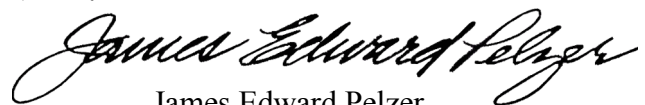
Motion by the respondent George J. Lambert to dismiss an appeal from a decree of the Surrogate's Court, Westchester County, entered August 25, 2008, for failure to timely perfect.

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

ORDERED that the motion is granted, and the appeal is dismissed, without costs or disbursements, for failure to timely perfect in accordance with the rules (*see* 22 NYCRR 670.8[e]) and prior orders of this court.

SPOLZINO, J.P., SANTUCCI, ENG and BELEN, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 1, 2009

MATTER OF McKEOWN, DECEASED