

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

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2009-01335

ORDER ON APPLICATION  
Application to Withdraw Appeal

Financial Services Vehicle Trust, plaintiff-respondent, v Andre H. Saad, defendant third-party plaintiff-respondent; O'Connor, McGuinness, Conte, Doyle & Oleson, et al., third-party defendants-appellants, Kay & Gray, et al., third-party defendants-respondents.

(Index No. 002279/08)

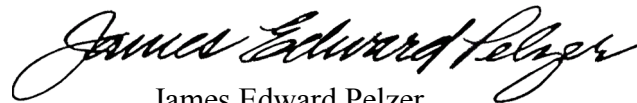
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Application by the third-party defendants-appellants Bellavia, Gentile & Associates, LLP, and John Gentile to withdraw their appeal from an order of the Supreme Court, Nassau County, dated December 12, 2008.

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

ORDERED that the application is granted and the appeal third-party defendants-appellants Bellavia, Gentile & Associates, LLP, and John Gentile is marked withdrawn.

ENTER:



James Edward Pelzer  
Clerk of the Court

September 1, 2009

FINANCIAL SERVICES VEHICLE TRUST v SAAD