

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

M91566  
E/sl

WILLIAM F. MASTRO, J.P.  
JOHN M. LEVENTHAL  
CHERYL E. CHAMBERS  
SHERI S. ROMAN, JJ.

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2008-10358

DECISION & ORDER ON MOTION

Raymond Bastien, respondent,  
v New York City Transit Authority,  
et al., appellants.

(Index No. 38523/06)

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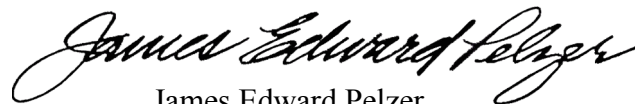
Motion by the appellants to stay all proceedings in the above-entitled action, including the trial, pending hearing and determination of an appeal from an order of the Supreme Court, Kings County, dated September 26, 2008.

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

ORDERED that the motion is granted to the extent that the trial in the above-entitled action is stayed pending hearing and determination of the appeal, and the motion is otherwise denied.

MASTRO, J.P., LEVENTHAL, CHAMBERS and ROMAN, JJ., concur.

ENTER:



James Edward Pelzer  
Clerk of the Court

September 3, 2009

BASTIEN v NEW YORK CITY TRANSIT AUTHORITY