

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

M91568
E/sl

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

2009-00380

DECISION & ORDER ON MOTION

Paul Schwan, respondent-appellant, et al., plaintiff,
v Eponymous Associates, LLC, et al., defendants
third-party plaintiffs second third-party
plaintiffs-appellants-respondents, Ruttura &
Sons Construction Co., Inc., et al., defendants
third-party defendants-appellants-respondents;
Site Safety, Inc., second third-party defendants-
appellants-respondents.

(Index No. 44879/03)

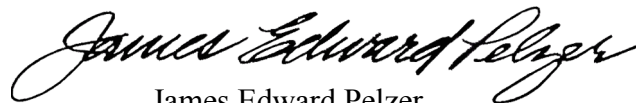
Separate motions by Eponymous Associates, LLC, and Steiner Building, LLC, Mazza & Sons Demolition, and Site Safety, Inc., to stay the trial in the above-entitled action pending hearing and determination of appeals and a cross appeal from an order of the Supreme Court, Kings County, dated December 4, 2008.

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

ORDERED that the motions are denied.

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

ENTER:



James Edward Pelzer
Clerk of the Court

September 3, 2009

SCHWAN v EPONYMOUS ASSOCIATES, LLC