

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

M91631
S/sl

2009-02555

ORDER ON APPLICATION

Emerick Gross Real Estate, L.P., appellant,
v George A. Fuller Construction Management,
Inc., et al., defendants, George A. Fuller
Company, Inc., respondent.

(Index No. 04-10821)

Application by the appellant pursuant to 22 NYCRR 670.8(d)(2) to enlarge the time to perfect an appeal from a judgment of the Supreme Court, Westchester County, entered January 26, 2009.

ORDERED that the application is granted and the appellant's time to perfect the appeal is enlarged until November 17, 2009, and the record or appendix on the appeal and the appellant's brief must be served and filed on or before that date.

ENTER:



James Edward Pelzer
Clerk of the Court

September 8, 2009

EMERICK GROSS REAL ESTATE, L.P. v GEORGE A. FULLER CONSTRUCTION
MANAGEMENT, INC.