

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

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2009-06657

ORDER ON APPLICATION  
Application to Withdraw Appeal

Herman Singer, et al., plaintiffs-respondents,  
v Amboy Cards & Gifts, Inc., appellant,  
Eltingville Shopping Center, LLC, defendant-  
respondent.

(Index No. 4049/06)

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Application by the appellant to withdraw an appeal from an order of the Supreme Court, Queens County, dated May 28, 2009.

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ORDERED that the application is granted and the appeal is marked withdrawn.

ENTER:



James Edward Pelzer  
Clerk of the Court

September 24, 2009

SINGER v AMBOY CARDS & GIFTS, INC.