

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

M92476
E/sl

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
STEVEN W. FISHER
MARK C. DILLON, JJ.

2007-05167, 2008-02373

DECISION & ORDER ON MOTION

Antoinette DiCicco, respondent,
v Robert V. Cattani, etc., appellant.

(Index No. 11366/03)

Motion by the respondent, inter alia, for leave to reargue an appeal from a judgment of the Supreme Court, Richmond County, entered April 13, 2007, which was determined by decision and order of this court dated February 24, 2009, or, in the alternative, for leave to appeal to the Court of Appeals from the decision and order of this court.

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

ORDERED that the motion is denied, with \$100 costs.

PRUDENTI, P.J., MASTRO, FISHER and DILLON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

September 28, 2009

DiCICCO v CATTANI