

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

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2009-04557

ORDER ON APPLICATION  
Application to Withdraw Appeal

Donnelly Industries, Inc., et al., appellants,  
v Utica First Insurance Co., et al., respondents.

(Index No. 24048/08)

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Application by the appellants to withdraw an appeal from an order of the Supreme Court, Kings County, dated April 3, 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ORDERED that the application is granted and the appeal is marked withdrawn.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

October 26, 2009

DONNELLY INDUSTRIES, INC. v UTICA FIRST INSURANCE CO.