

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

M93823
E/sl

MARK C. DILLON, J.P.
ANITA R. FLORIO
RUTH C. BALKIN
JOHN M. LEVENTHAL, JJ.

2009-08912

DECISION & ORDER ON MOTION

In the Matter of Myrtle Herbst, deceased.
Brian Eisen, appellant; Office of the Attorney
General, respondent.

(File No. 135/06)

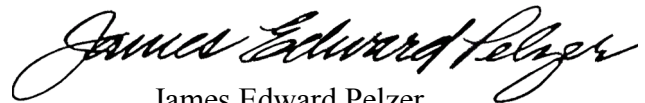
Motion by the appellant to stay enforcement of an order of the Surrogate's Court, Putnam County, dated July 31, 2009, pending hearing and determination of an appeal therefrom.

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

ORDERED that the motion is denied.

DILLON, J.P., FLORIO, BALKIN and LEVENTHAL, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

October 29, 2009

MATTER OF HERBST, DECEASED