

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

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2009-00649

ORDER ON APPLICATION  
Application to Withdraw Appeal

Utica National Insurance Group, respondent,  
v Arthur Luban, et al., appellants, et al.,  
defendants.

(Index No. 13672/07)

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Application by the appellants to withdraw an appeal from an order of the Supreme Court, Queens County, entered December 2, 2008.

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ORDERED that the application is granted and the appeal is marked withdrawn.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 30, 2009

UTICA NATIONAL INSURANCE GROUP v LUBAN