

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

1039

CA 08-02332

PRESENT: MARTOCHE, J.P., SMITH, PERADOTTO, CARNI, AND GREEN, JJ.

SONJA SWEENEY, PLAINTIFF-RESPONDENT,

V

ORDER

PREFERRED MUTUAL INSURANCE COMPANY, DEFENDANT.

JP MORGAN CHASE BANK, N.A., AS INDENTURE
TRUSTEE ON BEHALF OF THE NOTEHOLDERS AND THE
NOTE INSURER OF THE ABFS MORTGAGE LOAN TRUST
2001-4, MORTGAGE BACKED NOTES, APPELLANT.

O'MELVENY & MYERS LLP, WASHINGTON, D.C. (BRIAN P. BROOKS, OF THE
WASHINGTON, D.C. AND CALIFORNIA BARS, ADMITTED PRO HAC VICE, OF
COUNSEL), AND SHAPIRO & DICARO, LLP, ROCHESTER, FOR APPELLANT.

WOODS OVIATT GILMAN LLP, ROCHESTER (WARREN B. ROSENBAUM OF COUNSEL),
FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Steuben County (Peter C. Bradstreet, A.J.), entered August 22, 2008. The order granted the application of plaintiff to authorize the release of trust funds to plaintiff and her attorneys.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Supreme Court.

Entered: October 2, 2009

Patricia L. Morgan
Clerk of the Court