

SHORT FORM ORDER
SUPREME COURT - STATE OF NEW YORK

Present:

HON. THOMAS P. PHELAN,

Justice

TRIAL/IAS PART 3
NASSAU COUNTY

ENGEL BURMAN SENIOR HOUSING AT
MASSAPEQUA, LLC,

Plaintiff(s),

ORIGINAL RETURN DATE: 06/29/10
SUBMISSION DATE: 07/20/10
INDEX No.: 011385/08

-against-

McQUAY INTERNATIONAL and
TRIPLE S AIR SYSTEMS, INC.,

Defendant(s).

MOTION SEQUENCE #1

Pursuant to correspondence from Zaklukiewicz, Puzo & Morrissey, LLP, by Douglas E. Hommel, Esq., counsel for defendant Triple S Air Systems, Inc., dated June 9, 2010, the motion by defendant Triple S Air Systems, Inc. to vacate plaintiff's Note of Issue is withdrawn.

Movant, if he be so advised, may make arrangements to pick up his motion papers from the courtroom clerk of the undersigned within 30 days of the date of this order. After 30 days the clerk is authorized to discard any remaining papers.

This decision constitutes the order of the court.

Dated: 7-29-10

HON THOMAS P. PHELAN

[Signature]
J.S.C.

Attorneys for the Parties

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ENTERED

AUG 05 2010

NASSAU COUNTY
COUNTY CLERK'S OFFICE

RE: ENGEL BURMAN v. McQUAY , et ano.

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