

SUPREME COURT OF THE STATE OF NEW YORK
APPELLATE TERM : 9th and 10th JUDICIAL DISTRICTS

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PRESENT : NICOLAI, P.J., MOLIA and IANNACCI, JJ.
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JOHN McFADDEN,

Respondent,

-against-

FEB 10 2010

NO. 2008-1427 W C
2009-0148 W C

DORIS L. SASSOWER,

Tenant,

-and-

ELENA SASSOWER,

Appellant.
-----X

DECISION

The branch of the motion by appellant seeking the disqualification of Justice Molia is severed and referred to Justice Molia for determination.

Motion by appellant for an order determining "the issues presented as dispositive by appellant's prior motions," directing the issuance of a subpoena, awarding costs and imposing sanctions and for other relief denied.

Cross motion by respondent for an award of costs and the imposition of sanctions denied.

Nicolai, P.J., taking no part.

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