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

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PRESENT : RUDOLPH, P.J., MOLIA and SCHEINKMAN, JJ.

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JOHN McFADDEN,

Respondent,

-against-

JUN 2 2 2009

NO. 2009-148 W C

DORIS L. SASSOWER,

-and-

ELENA SASSOWER,

Appellant.

Defendant,

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DECISION

Motion by appellant to direct the Clerk of the White Plains City Court to file a further return, denied.

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Scheinkman, J., taking no part.