

At a term of the Appellate Term of the Supreme Court  
of the State of New York for the 9<sup>th</sup> & 10<sup>th</sup> Judicial Districts

KENNETH W. RUDOLPH, P.J.  
DENISE F. MOLIA  
ALAN D. SCHEINKMAN, JJ.

JUN 22 2009  
2009-00148 W C

-----X  
JOHN MCFADDEN,  
Respondent,

-against-

Lower Court #  
SP 651/89

DORIS L. SASSOWER,  
Defendant,

-and-

ELENA SASSOWER,  
Appellant.  
-----X

The above named appellant having appealed to this court from an **ORDER** of the **CITY COURT, WHITE PLAINS, WESTCHESTER COUNTY** entered on **OCTOBER 14, 2008**, and the **APPELLANT** having moved this court by **notice of motion** returnable **MAY 29, 2009** to **DIRECT THE CLERK OF THE WHITE PLAINS CITY COURT TO FILE A FURTHER RETURN** and said motion having duly come on to be heard;

Now, on reading the papers filed in support of said motion and the papers filed in opposition thereto, and due deliberation having been had thereon, it is,

ORDERED that the motion is denied.

Scheinkman, J., taking no part.

DENISE F. MOLIA  
ASSOCIATE JUSTICE  
Appellate Term

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

-----X

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

-----X

JOHN McFADDEN,

Respondent,

-against-

JUN 22 2009

NO. 2009-148 W C

DORIS L. SASSOWER,

Defendant,

-and-

ELENA SASSOWER,

Appellant.

-----X

DECISION

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

Scheinkman, J., taking no part.