



*State of New York
Court of Appeals*

*Stuart M. Cohen
Clerk of the Court*

*Clerk's Office
Albany, New York 12207-1095*

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EXPLANATION:

State of New York, Court of Appeals

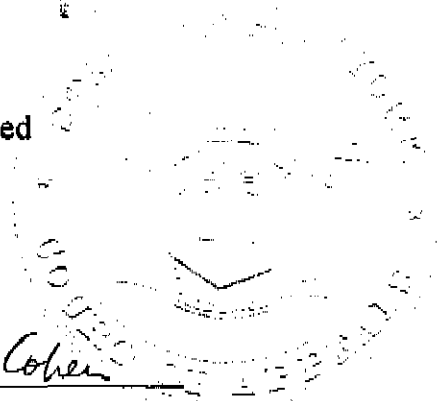
*At a session of the Court, held at Court of
Appeals Hall in the City of Albany
on the.....eighteenth.....day
of.....December..... 2007*

Present, HON. JUDITH S. KAYE, *Chief Judge, presiding.*

2 No.
In the Matter of Town of Montauk,
Appellant,
v.
George E. Pataki, etc., et al,
Respondents.

Pursuant to section 500.16(a) of this Court's Rules of Practice, sixty or more days now having passed from the filing of the notice of appeal and appellant's papers not having been filed, it is

ORDERED, that the appeal to this Court is dismissed
for want of prosecution.


Stuart M. Cohen
Stuart M. Cohen
Clerk of the Court