

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

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_____AD3d_____

Submitted - September 26, 2006

HOWARD MILLER, J.P.
DAVIS S. RITTER
REINALDO E. RIVERA
ROBERT A. LIFSON, JJ.

2005-06200

DECISION & ORDER

In the Matter of Stephanie Weekes, appellant, v
New York City Housing Authority, respondent.

(Index No. 35904/04)

Roth & Roth, LLP, Brooklyn, N.Y. (David A. Roth of counsel), for appellant.

Cullen and Dykman, LLP, Brooklyn, N.Y. (Joseph C. Fegan of counsel), for
respondent.

In a proceeding pursuant to General Municipal Law § 50-e(5) for leave to serve a late
notice of claim, the petitioner appeals from an order of the Supreme Court, Kings County (Solomon,
J.), dated May 9, 2005, which, inter alia, denied the petition.

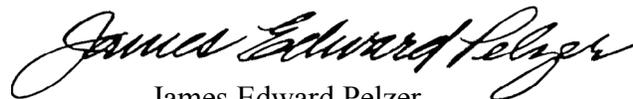
ORDERED that the order is affirmed, with costs.

The Supreme Court providently exercised its discretion in denying the petition for
leave to serve a late notice of claim upon the New York City Housing Authority (*see* General
Municipal Law § 50-e[5]; *Williams v Nassau County Med. Ctr.*, 6 NY3d 531; *Seif v City of New
York*, 218 AD2d 595; *Lemma v Off Track Betting Corp.*, 272 AD2d 669; *Rusiecki v Clarkstown
Cent. School Dist.*, 227 AD2d 493).

The petitioner's remaining contentions are without merit.

MILLER, J.P., RITTER, RIVERA and LIFSON, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

November 14, 2006

MATTER OF WEEKES v NEW YORK CITY HOUSING AUTHORITY