

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

D27772
W/kmg

_____AD3d_____

Submitted - May 10, 2010

MARK C. DILLON, J.P.
RUTH C. BALKIN
ARIEL E. BELEN
PLUMMER E. LOTT, JJ.

2009-01625
2009-01626

DECISION & ORDER

Craig Miller, appellant, v Cruise Fantasies, Ltd.,
et al., respondents.

(Index No. 5683/07)

Craig Miller, White Plains, N.Y., appellant pro se.

Wilson Jacobson, P.C., White Plains, N.Y. (Roni L. Jacobson of counsel), for
respondents.

In an action, inter alia, to recover damages for breach of contract, the plaintiff appeals from (1) an order of the Supreme Court, Westchester County (Lefkowitz, J.), dated January 29, 2009, which granted the defendants' motion to confirm an arbitration award dated November 8, 2008, and to dismiss the complaint pursuant to CPLR 3211(a)(5), and denied his cross motion to vacate the arbitration award, and (2) a judgment of the same court dated January 29, 2009, which, upon the order, is in favor of the defendants and against him in the principal sum of \$8,967.23.

ORDERED that the appeals are dismissed, with costs.

Since the appendix filed by the appellant is inadequate to enable this Court to render an informed decision on the merits, the appeals must be dismissed (*see Matter of Martin*, 70 AD3d 830; *Cross Westchester Dev. Corp. v Sleepy Hollow Motor Ct.*, 222 AD2d 644).

DILLON, J.P., BALKIN, BELEN and LOTT, JJ., concur.

ENTER:



James Edward Pelzer
Clerk of the Court

June 8, 2010

MILLER v CRUISE FANTASIES, LTD.