

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

M247638  
E/afa

LEONARD B. AUSTIN, J.P.  
SHERI S. ROMAN  
SANDRA L. SGROI  
VALERIE BRATHWAITE NELSON, JJ.

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2016-08496

DECISION & ORDER ON MOTION

In the Matter of Town of Oyster Bay, appellant,  
v 55 Motor Avenue Company, LLC, et al.,  
respondents.

(Index No. 11488/03)

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Motion by the respondents for leave to reargue an appeal from a judgment (one paper) of the Supreme Court, Nassau County, dated June 30, 2016, which was determined by decision and order of this Court dated December 13, 2017, or for leave to appeal to the Court of Appeals from the decision and order of this Court.

Upon the papers filed in support of the motion and the papers filed in opposition thereto, it is

ORDERED that the motion is denied, with \$100 costs.

AUSTIN, J.P., ROMAN, SGROI and BRATHWAITE NELSON, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

March 19, 2018

MATTER OF TOWN OF OYSTER BAY v 55 MOTOR AVENUE COMPANY, LLC