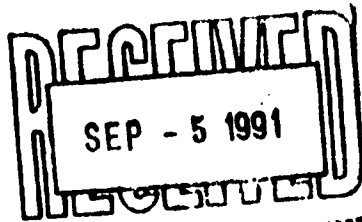


State of New York,
Court of Appeals



At a session of the Court, held at Court of
Appeals Hall in the City of Albany
on the.....twenty-eighth.....day
of.....August.....A. D. 1991

Present, HON. SOL WACHTLER, Chief Judge, presiding.

Mo. No. 1020
In the Matter of Rachel Sady,
et al.,

Appellants,

v.
Emmett Murphy,

Respondent,
Anthony J. Colavita, et al.,
Respondents.

A motion for leave to appeal to the Court of Appeals in the above cause having heretofore been made upon the part of the appellants herein and papers having been submitted thereon and due deliberation having been thereupon had, it is

ORDERED, on the Court's own motion, that the appeal taken as of right be and the same hereby is dismissed, without costs, upon the ground that no substantial constitutional question is directly involved; and it is

ORDERED, that the said motion for leave to appeal be and the same hereby is denied.

Donald M. Sheraw

Donald M. Sheraw
Clerk of the Court

Ex "T"