

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on September 26, 2006.

Present - Hon. John T. Buckley, Presiding Justice,
George D. Marlow
John W. Sweeny, Jr.
James M. McGuire
Bernard J. Malone, Jr., Justices.

-----x
In the Matter of a Probate Proceeding,
Will of

Julia Elizabeth Taschereau,
Deceased.

Elizabeth Cobier,
Petitioner-Appellant,

-against-

Kenneth Wasserman,
Respondent-Respondent.

M-4600
File No. 1042/98
Surrogate's Court

-----x
An appeal having been taken to this Court from the order of the Surrogate's Court, New York County, entered on or about August 22, 2005,

And petitioner-appellant having moved for an order compelling the Surrogate's Court, New York County, to comply with a judicial subpoena signed by a Justice of this Court on June 16, 2006,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied, without prejudice to renew upon a demonstration of relevance with respect to the items sought in regard to this appeal and of service of the moving papers upon the Surrogate's Court and the Attorney General.

ENTER:

Catherine O'Hagan Wolfe
Clerk

At a Term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York on September 29, 2006.

Present - Hon. John T. Buckley, Presiding Justice,
George D. Marlow
John W. Sweeny, Jr.
James M. McGuire
Bernard J. Malone, Jr., Justices.

-----X
In the Matter of a Probate Proceeding,
Will of

Julia Elizabeth Taschereau,
Deceased.

Elizabeth Combier,
Petitioner-Appellant,

M-4600A
File No. 1042/98
Surrogate's Court

-against-

Julia Danger,
Respondent,

Jonathan Landsman, Esq.,
Non-Party Respondent.

-----X
An appeal having been taken to this Court from the order of the Surrogate's Court, New York County, entered on or about August 22, 2005,

And petitioner-appellant having moved for an order compelling the Surrogate's Court, New York County, to comply with a certain judicial subpoena,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon,

It is ordered that the motion is denied, without prejudice to renew upon a demonstration of relevance with respect to the items sought in regard to this appeal and of service of the moving papers upon the Surrogate's Court and the Attorney General. The order of this Court entered on September 26, 2006 (M-4600), is hereby recalled and vacated.

ENTER:

Caroline O'Hagan Wolfe

Clerk