

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

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CA 09-01557

PRESENT: SCUDDER, P.J., FAHEY, LINDLEY, AND GREEN, JJ.

IN THE MATTER OF THE ARBITRATION BETWEEN
GEICO INSURANCE COMPANY, PETITIONER-RESPONDENT,

AND

ORDER

SHARON PIERCE AND EUGENE PIERCE,
RESPONDENTS-APPELLANTS.

DAVID J. SEEGER, BUFFALO, FOR RESPONDENTS-APPELLANTS.

LAW OFFICE OF DANIEL R. ARCHILLA, BUFFALO (THOMAS D. SEAMAN OF
COUNSEL), FOR PETITIONER-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered February 19, 2008 in a proceeding pursuant to CPLR article 75. The order determined that New York law applies to this proceeding.

Now, upon the stipulation of discontinuance signed by the attorneys for the parties on January 26, 2010, and filed in the Erie County Clerk's Office on February 10, 2010,

It is hereby ORDERED that said appeal is unanimously dismissed without costs upon stipulation.

Entered: March 19, 2010

Patricia L. Morgan
Clerk of the Court