

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF ERIE

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Plaintiff(s),

vs.

**STIPULATION OF  
BINDING SUMMARY  
JURY TRIAL**

**Index No.**

Defendant(s).

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**It is hereby stipulated and agreed** that this action shall be resolved by submission to a summary jury trial and that all parties shall be bound by the summary jury trial verdict, [except that the plaintiff(s) shall recover no less than \$ \_\_\_\_\_, and no more than \$ \_\_\_\_\_].

**It is also stipulated and agreed** that the right to move to set aside the verdict, or to appeal, is limited to instances in which the rights of a party were significantly prejudiced by 1) corruption, fraud or misconduct in procuring the award; 2) a miscalculation of figures or a mistake in the description of any person, thing or property referred to in the award; 3) the award being imperfect in a matter of form, not affecting the merits of the controversy; or 4) an error of law that occurred during the course of the trial. **All other rights of appeal are waived.**

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**Plaintiff(s)**

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**Defendant(s)**

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**Attorney for Plaintiff**

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**Attorney for Defendant**

**Dated:**

**Buffalo, New York**