

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

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CA 19-01225

PRESENT: SMITH, J.P., PERADOTTO, WINSLOW, BANNISTER, AND DEJOSEPH, JJ.

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THERESA CANGEMI, INDIVIDUALLY AND AS TRUSTEE  
OF THE THERESA CANGEMI REVOCABLE LIVING TRUST,  
PLAINTIFF-APPELLANT,

V

ORDER

TIMOTHY E. KISSANE, DEFENDANT-RESPONDENT.

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COSTELLO, COONEY & FEARON, PLLC, CAMILLUS (JAMES J. GASCON OF  
COUNSEL), FOR PLAINTIFF-APPELLANT.

HARRIS & PANELS, SYRACUSE (MICHAEL W. HARRIS OF COUNSEL), FOR  
DEFENDANT-RESPONDENT.

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Appeal from an order of the Supreme Court, Onondaga County  
(Deborah H. Karalunas, J.), entered January 10, 2019. The order  
denied the motion of plaintiff for a preliminary injunction and  
temporary restraining order against defendant.

Now, upon reading and filing the stipulation of discontinuance  
signed by the attorneys for the parties on February 17 and 20, 2020,

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

Entered: June 12, 2020

Mark W. Bennett  
Clerk of the Court