

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

715.1/22

CA 21-01060

PRESENT: WHALEN, P.J., SMITH, CURRAN, AND BANNISTER, JJ.

CANTON-POTSDAM HOSPITAL, ET AL.,
PLAINTIFFS-APPELLANTS,

V

ORDER

S.A.F.E., LLC, ET AL., DEFENDANTS-RESPONDENTS.

CANTON-POTSDAM HOSPITAL, ET AL.,
THIRD-PARTY PLAINTIFFS-RESPONDENTS,

V

GINA EMERSON AND ED ALBERTS,
THIRD-PARTY DEFENDANTS-APPELLANTS.

BARCLAY DAMON LLP, ALBANY (DAVID M. COST OF COUNSEL), FOR
PLAINTIFFS-APPELLANTS AND THIRD-PARTY PLAINTIFFS-RESPONDENTS.

EPSTEIN BECKER & GREEN, P.C., NEW YORK CITY (JOHN HOUSTON POPE OF
COUNSEL), MILBER MAKRIS PLOUSADIS & SEIDEN, LLP, PURCHASE (THOMAS H.
KUKOWSKI OF COUNSEL), AND MELVIN & MELVIN, PLLC, SYRACUSE (ROGER W.
BRADLEY OF COUNSEL), FOR DEFENDANTS-RESPONDENTS AND THIRD-PARTY
DEFENDANTS-APPELLANTS.

Appeals from an order of the Supreme Court, Onondaga County
(Anthony J. Paris, J.), entered December 24, 2020. The order, inter
alia, denied the motion of plaintiffs seeking, among other things, to
vacate in part an order entered September 23, 2019.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on January 2, 2024,

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

Entered: May 3, 2024

Ann Dillon Flynn
Clerk of the Court