

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

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**CA 15-02143**

PRESENT: PERADOTTO, J.P., CARNI, DEJOSEPH, NEMOYER, AND CURRAN, JJ.

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STEVEN E. NORTHMAN, PLAINTIFF-RESPONDENT,

V

ORDER

SAM-SON DISTRIBUTION CENTER, INC., SAM-SON  
DISTRIBUTION CENTER WEST, INC.,  
DEFENDANTS-APPELLANTS,  
CALYPSO DEVELOPMENT OF WESTERN NEW YORK, INC.,  
ET AL., DEFENDANTS.

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GOLDBERG SEGALLA LLP, BUFFALO (MICHAEL J. GALLAGHER OF COUNSEL), FOR  
DEFENDANTS-APPELLANTS.

WOODS OVIATT GILMAN LLP, BUFFALO (WILLIAM F. SAVINO OF COUNSEL), AND  
BARCLAY DAMON LLP, FOR PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered February 27, 2015. The order, among other things, stayed the pending arbitration between the parties.

Now, upon the stipulation of discontinuance signed by the attorneys for the parties on June 29, 2016, and filed in the Erie County Clerk's Office on June 30, 2016,

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

Entered: September 30, 2016

Frances E. Cafarell  
Clerk of the Court