

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

1160

CA 19-00635

PRESENT: WHALEN, P.J., CENTRA, PERADOTTO, NEMOYER, AND WINSLOW, JJ.

SNYDER CORP., BEAVER HOLLOW WELLNESS LLC,
AND FRW BEAVER HOLLOW MANAGEMENT, LLC,
PLAINTIFFS-APPELLANTS-RESPONDENTS,

V

ORDER

FITNESS RIDGE WORLDWIDE, LLC, LAWRENCE S. BOND,
LESLEY A. CAREY, DAVID M. MARSHALL, KENNETH M.
PRESSBERG, ARI D. BASS, ROGER W. BULLOCH, SCOTT R.
BULLOCH, MATTHEW S. HAGLER, DEFENDANTS-RESPONDENTS,
FITNESS RIDGE, LLC, DEFENDANT-RESPONDENT-APPELLANT,
ET AL., DEFENDANTS.
(APPEAL NO. 1.)

PHILLIPS LYTTLE LLP, BUFFALO (JOANNA J. CHEN OF COUNSEL), FOR
PLAINTIFFS-APPELLANTS-RESPONDENTS.

HAGERTY & BRADY, BUFFALO (MICHAEL A. BRADY OF COUNSEL), FOR
DEFENDANT-RESPONDENT-APPELLANT AND DEFENDANTS-RESPONDENTS.

Appeal and cross appeal from an order of the Supreme Court,
Wyoming County (Deborah A. Chimes, J.), entered October 26, 2018. The
order granted in part and denied in part the motion of defendants-
respondents and defendant-respondent-appellant to compel arbitration
and stay all claims, and to dismiss plaintiffs' amended complaint.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on July 2, 2020,

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

Entered: July 24, 2020

Mark W. Bennett
Clerk of the Court