

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

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CA 22-00669

PRESENT: SMITH, J.P., LINDLEY, CURRAN, OGDEN, AND GREENWOOD, JJ.

U.S. BANK TRUST, N.A., AS TRUSTEE FOR LSF11
MASTER PARTICIPATION TRUST, PLAINTIFF-APPELLANT,

V

ORDER

PIROOZEH SHAYESTEH, ALSO KNOWN AS PIROOZEH K.
SHAYESTEH, ALSO KNOWN AS PIA NAULT, ALSO KNOWN
AS PIA SHAYESTEH, INDIVIDUALLY AND AS TRUSTEE
OF THE JAFAR SHAYESTEH AND PIROOZEH SHAYESTEH
FAMILY TRUST, DATED JULY 7, 1999,
DEFENDANT-RESPONDENT,
ET AL., DEFENDANTS.

FRIEDMAN VARTOLO LLP, GARDEN CITY (JULIANA THIBAUT OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

ADAMS LECLAIR, LLP, ROCHESTER (RICHARD T. BELL, JR., OF COUNSEL), FOR
DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Ontario County (Craig J. Doran, J.), entered March 15, 2022. The order denied the motion of plaintiff for summary judgment.

Now, upon the stipulation of discontinuance signed by the attorneys for the parties on January 19 and 20, 2023, and filed in the Ontario County Clerk's Office on January 23, 2023,

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

Entered: April 28, 2023

Ann Dillon Flynn
Clerk of the Court