

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

**1182**

**CA 18-00972**

PRESENT: WHALEN, P.J., CARNI, CURRAN, TROUTMAN, AND WINSLOW, JJ.

---

MONICA RICHARDS, PLAINTIFF-APPELLANT,

V

ORDER

JULIA L. BASTIN, DEFENDANT-RESPONDENT,  
ET AL., DEFENDANT.

---

WILLIAM MATTAR, P.C., ROCHESTER (MATTHEW J. KAISER OF COUNSEL), FOR  
PLAINTIFF-APPELLANT.

HAGELIN SPENCER LLC, BUFFALO (MATTHEW D. PFALZER OF COUNSEL), FOR  
DEFENDANT-RESPONDENT.

---

Appeal from an order of the Supreme Court, Niagara County (Frank Caruso, J.), entered January 8, 2018. The order granted in part the motion of defendant Julia L. Bastin for summary judgment.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on August 22 and 27, 2018,

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

Entered: November 9, 2018

Mark W. Bennett  
Clerk of the Court