

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

1190

CA 19-00421

PRESENT: SMITH, J.P., PERADOTTO, DEJOSEPH, NEMOYER, AND TROUTMAN, JJ.

TRM ARCHITECTURE, DESIGN AND PLANNING, P.C.,
PLAINTIFF-APPELLANT,

V

ORDER

DESTINY USA HOLDINGS, LLC, AND CITY OF SYRACUSE
INDUSTRIAL DEVELOPMENT AGENCY, DEFENDANTS-RESPONDENTS.
(APPEAL NO. 2.)

LIPPES MATHIAS WEXLER FRIEDMAN LLP, BUFFALO (MARK C. DAVIS OF
COUNSEL), FOR PLAINTIFF-APPELLANT.

BARCLAY DAMON LLP, SYRACUSE (MICHAEL J. BALESTRA OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Onondaga County
(Donald A. Greenwood, J.), entered January 4, 2019. The order
cancelled and vacated a bond filed by defendants on February 10, 2015.

It is hereby ORDERED that said appeal is unanimously dismissed
without costs as abandoned (see *Matter of Trombley v Payne* [appeal No.
2], 144 AD3d 1551, 1552 [4th Dept 2016]; *Abasciano v Dandrea*, 83 AD3d
1542, 1545 [4th Dept 2011]).

Entered: December 20, 2019

Mark W. Bennett
Clerk of the Court