

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

1221

CA 20-00281

PRESENT: WHALEN, P.J., SMITH, TROUTMAN, BANNISTER, AND DEJOSEPH, JJ.

BRUCE D. KING, AS PERSONAL REPRESENTATIVE OF THE
ESTATE OF KEITH D. HORTON, JR., DECEASED,
PLAINTIFF-APPELLANT,

V

ORDER

ST. JOSEPH'S HOSPITAL HEALTH CENTER, ST. JOSEPH'S
HOSPITAL HEALTHCARE CENTER, DEFENDANTS-RESPONDENTS,
ET AL., DEFENDANTS.

CHERUNDOLO LAW FIRM, PLLC, SYRACUSE (JOHN C. CHERUNDOLO OF COUNSEL),
FOR PLAINTIFF-APPELLANT.

GALE, GALE & HUNT, LLC, SYRACUSE (ANDREW R. BORELLI OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Onondaga County
(Anthony J. Paris, J.), entered February 14, 2020. The order, among
other things, granted the motion of defendants St. Joseph's Hospital
Health Center and St. Joseph's Hospital Healthcare Center for partial
summary judgment.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on October 23, 2020,

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

Entered: December 23, 2020

Mark W. Bennett
Clerk of the Court