

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

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CA 20-00832

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

REGAN DIDAS, PLAINTIFF-RESPONDENT,

V

ORDER

ROCHESTER GAS AND ELECTRIC CORPORATION,
DEFENDANT-APPELLANT.

BURKE, SCOLAMIERO & HURD, LLP, ALBANY (STEVEN V. DEBRACCIO OF
COUNSEL), FOR DEFENDANT-APPELLANT.

SEGAR & SCIORTINO PLLC, ROCHESTER (JASON D. POSELOVICH OF COUNSEL),
FOR PLAINTIFF-RESPONDENT.

A memorandum and order having been entered August 26, 2021,
affirming an order of the Supreme Court, Monroe County (Richard A.
Dollinger, A.J.), entered June 25, 2020,

Now, upon the Court's own motion, having been informed by counsel
for defendant-appellant immediately after the release of the August
26, 2021 memorandum and order that a stipulation of discontinuance was
filed by the parties in the Monroe County Clerk's Office on May 25,
2021, without notice to this Court,

It is hereby ORDERED that the memorandum and order entered August
26, 2021, is vacated and the appeal is dismissed as moot.

Mark W. Bennett

Entered: August 30, 2021

Clerk of the Court