

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

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CA 21-01405

PRESENT: WHALEN, P.J., LINDLEY, CURRAN, BANNISTER, AND MONTOUR, JJ.

LAURA KWIATKOWSKI, PLAINTIFF-APPELLANT,

V

ORDER

ERIE COUNTY MEDICAL CENTER CORPORATION,
DEFENDANT,
AND PATRICK ALEXANDERSON, R.N.,
DEFENDANT-RESPONDENT.

HOGANWILLIG, PLLC, AMHERST (RYAN C. JOHNSON OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

RICOTTA, MATTREY, CALLOCHIA, MARKEL & CASSERT, BUFFALO (BRYAN J.
DANIELS OF COUNSEL), FOR DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered September 8, 2021. The order granted the motion of defendant Patrick Alexanderson, R.N. seeking to dismiss plaintiff's corrected second amended complaint.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on January 11 and 12, 2023,

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

Entered: February 3, 2023

Ann Dillon Flynn
Clerk of the Court