

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

**357/22**

**CA 21-01522**

PRESENT: WHALEN, P.J., SMITH, PERADOTTO, AND LINDLEY, JJ.

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DONNA ARPINO, INDIVIDUALLY AND AS EXECUTOR OF  
THE ESTATE OF JOHN ARPINO, PLAINTIFF-RESPONDENT,

V

ORDER

ASHLAND, LLC, ET AL., DEFENDANTS,  
AND E.I. DU PONT DE NEMOURS AND COMPANY,  
DEFENDANT-APPELLANT.

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HANCOCK & ESTABROOK, LLP, SYRACUSE (JOHN L. MURAD, JR., OF COUNSEL),  
FOR DEFENDANT-APPELLANT.

LOCKS LAW FIRM PLLC, NEW YORK CITY (JANET C. WALSH OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Onondaga County (Scott J. DelConte, J.), entered April 29, 2021. The order denied the motion of defendant E. I. du Pont de Nemours and Company for summary judgment.

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