

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

52

CA 22-01612

PRESENT: LINDLEY, J.P., MONTOUR, OGDEN, AND GREENWOOD, JJ.

CHARLES E. LORD, PLAINTIFF-RESPONDENT,

V

ORDER

WHELAN AND CURRY CONSTRUCTION SERVICES, INC.
FELDMIEIER EQUIPMENT, INC., AND 6800 TOWNLINE ROAD
PARTNERSHIP, DEFENDANTS-APPELLANTS.

SMITH, SOVIK, KENDRICK & SUGNET, P.C., SYRACUSE (EDWARD J. SMITH, III,
OF COUNSEL), FOR DEFENDANTS-APPELLANTS.

WEGERSKI LAW FIRM, BREWERTON (JOHN P. WEGERSKI OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Onondaga County
(Gregory R. Gilbert, J.), entered June 6, 2022. The order, inter
alia, denied defendants' motion seeking to compel plaintiff to comply
with the terms of his duly executed General Release in this matter by
executing a Section 32 Agreement.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on May 21 and 22, 2024,

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

Entered: June 14, 2024

Ann Dillon Flynn
Clerk of the Court