

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

380

CA 21-00638

PRESENT: PERADOTTO, J.P., LINDLEY, CURRAN, WINSLOW, AND BANNISTER, JJ.

CLEARWOOD C.C. & M., LLC,
PLAINTIFF-APPELLANT-RESPONDENT,

V

ORDER

NU-TECH FURNISHINGS, INC.,
DEFENDANT-RESPONDENT-APPELLANT.

SHEATS & BAILEY, PLLC, LIVERPOOL (ANTHONY C. GALLI OF COUNSEL), FOR
PLAINTIFF-APPELLANT-RESPONDENT.

LAW OFFICES OF JOHN CARAVELLA, P.C., UNIONDALE (JOHN J. CARAVELLA OF
COUNSEL), FOR DEFENDANT-RESPONDENT-APPELLANT.

Appeal and cross appeal from an order of the Supreme Court, Onondaga County (Gerard J. Neri, J.), entered April 6, 2021. The order denied defendant's motion for summary judgment and denied plaintiff's cross motion for summary judgment.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on February 16, 2022,

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

Entered: April 22, 2022

Ann Dillon Flynn
Clerk of the Court