

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

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CA 21-00684

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, AND WINSLOW, JJ.

MICHAEL D'AMBROSIO, CLAIMANT-RESPONDENT,

V

ORDER

ROSWELL PARK CANCER INSTITUTE CORPORATION,
DEFENDANT-APPELLANT.
(CLAIM NO. 135157.)

CONNORS LLP, BUFFALO (MICHAEL J. ROACH OF COUNSEL), FOR
DEFENDANT-APPELLANT.

FARACI LANGE, LLP, BUFFALO (JENNIFER L. FAY OF COUNSEL), FOR
CLAIMANT-RESPONDENT.

Appeal from an order of the Court of Claims (Michael E. Hudson, J.), entered January 8, 2021. The order granted the motion of claimant to have his notice of claim deemed timely served nunc pro tunc.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on May 10 and 11, 2022,

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

Entered: August 4, 2022

Ann Dillon Flynn
Clerk of the Court