

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

447

CA 12-01276

PRESENT: CENTRA, J.P., FAHEY, CARNI, WHALEN, AND MARTOCHE, JJ.

CARROWAY LUXURY HOMES, LLC, PLAINTIFF-RESPONDENT,

V

ORDER

RICHARD EDWARDS, DOING BUSINESS AS EDWARDS
FRAMING & CONTRACTING, DEFENDANT-APPELLANT,
ET AL., DEFENDANT.

COSTELLO, COONEY & FEARON PLLC, SYRACUSE (CHRISTOPHER G. TODD OF
COUNSEL), FOR DEFENDANT-APPELLANT.

BOND, SCHOENECK & KING, PLLC, SYRACUSE (J.P. WRIGHT OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Onondaga County (John C. Cherundolo, J.), entered October 14, 2011. The order, insofar as appealed from, granted the motion of plaintiff for summary judgment against defendant Richard Edwards, doing business as Edwards Framing & Contracting.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on January 4 and 9, 2013,

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

Entered: April 26, 2013

Frances E. Cafarell
Clerk of the Court