

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

**1277/12**

**CA 11-01710**

PRESENT: SMITH, J.P., FAHEY, CARNI, AND SCONIERS, JJ.

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JUDY T. READER, PLAINTIFF-RESPONDENT,

V

ORDER

ROBERT W. READER, V AND MATTHEW D. READER, AS  
ADMINISTRATORS OF THE ESTATE OF ROBERT W. READER,  
ALSO KNOWN AS ROBERT W. READER, IV, DECEASED,  
DEFENDANTS-APPELLANTS.

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THE BROCKLEBANK FIRM, CANANDAIGUA (DEREK G. BROCKLEBANK OF COUNSEL),  
FOR DEFENDANTS-APPELLANTS.

MERKEL AND MERKEL, ROCHESTER (DAVID A. MERKEL OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

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Appeal from a judgment of the Supreme Court, Ontario County  
(Philip A. Litteer, R.), entered November 20, 2010 in a divorce  
action. The appeal was held by this Court by order entered January  
31, 2012, decision was reserved and the matter was remitted to Supreme  
Court, Ontario County for further proceedings (91 AD3d 1332).

Now, upon the stipulation signed by plaintiff on October 1, 2012,  
and by defendants on October 10, 2012, and filed in the Ontario County  
Clerk's Office on October 18, 2012,

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

Entered: May 3, 2013

Frances E. Cafarell  
Clerk of the Court