

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

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**CA 14-01840**

PRESENT: CENTRA, J.P., PERADOTTO, CARNI, LINDLEY, AND DEJOSEPH, JJ.

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NICOLE MARTIN, INDIVIDUALLY, AND AS PARENT AND  
NATURAL GUARDIAN OF ANNA C. MARTIN, AN INFANT,  
PLAINTIFF-RESPONDENT,

V

ORDER

TOWN OF GRAND ISLAND AND GRAND ISLAND  
RECREATION DEPARTMENT, DEFENDANTS-APPELLANTS.

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SUGARMAN LAW FIRM, LLP, SYRACUSE (JENNA W. KLUCSIK OF COUNSEL), FOR  
DEFENDANTS-APPELLANTS.

WEBSTER SZANYI, LLP, BUFFALO (STEVEN HAMLIN OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (Timothy J. Drury, J.), entered March 10, 2014. The order denied defendants' motion for summary judgment.

Now, upon reading and filing the stipulation withdrawing appeal signed by the attorneys for the parties,

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

Entered: May 1, 2015

Frances E. Cafarell  
Clerk of the Court