

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

519

CA 11-02468

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

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IN THE MATTER OF GREGORY LORENC,  
PETITIONER-RESPONDENT,

V

ORDER

CITY OF BUFFALO AND CITY OF BUFFALO DEPARTMENT  
OF HUMAN RESOURCES, CIVIL SERVICE DIVISION,  
RESPONDENTS-APPELLANTS.

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HODGSON RUSS LLP, BUFFALO (JOSEPH S. BROWN OF COUNSEL), FOR  
RESPONDENTS-APPELLANTS.

CHIACCHIA & FLEMING, LLP, HAMBURG (CHRISTEN ARCHER PIERROT OF  
COUNSEL), FOR PETITIONER-RESPONDENT.

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Appeal from a judgment (denominated order and judgment) of the Supreme Court, Erie County (Gerald J. Whalen, J.), entered March 1, 2011 in a proceeding pursuant to CPLR article 78. The judgment, among other things, directed respondent City of Buffalo to return petitioner to the eligible list of firefighters.

Now, upon reading and filing the stipulation withdrawing appeal signed by the attorneys for the parties on July 25 and 27, 2012,

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

Entered: August 17, 2012

Frances E. Cafarell  
Clerk of the Court