

**Supreme Court of the State of New York**  
**Appellate Division: Second Judicial Department**

M245281  
HTR/

ALAN D. SCHEINKMAN, P.J.  
WILLIAM F. MASTRO  
REINALDO E. RIVERA  
MARK C. DILLON  
RUTH C. BALKIN, JJ.

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2017-08070

DECISION & ORDER ON APPLICATION  
Withdraw Appeal on Stipulation

Pamela Rothfeld, respondent, v Mall at  
Smith Haven, LLC, et al., respondents-appellants,  
The Brickman Group, Ltd., LLC, appellant-respondent.

(Index No. 63246/13)

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Application to withdraw an appeal and cross appeal from an order of the Supreme Court, Suffolk County, dated June 9, 2017.

Upon the stipulation of the attorneys for the respective parties to the appeal and cross appeal dated January 22, 2018, it is

ORDERED that the application is granted and the appeal and cross appeal are deemed withdrawn, without costs or disbursements.

SCHEINKMAN, P.J., MASTRO, RIVERA, DILLON and BALKIN, JJ., concur.

ENTER:



Aprilanne Agostino  
Clerk of the Court

January 26, 2018

ROTHFELD v MALL AT SMITH HAVEN, LLC