

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

M246603  
E/afa

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

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2016-06865

DECISION & ORDER ON APPLICATION  
Application to Withdraw Appeals

Alexander Kello, et al., plaintiffs-respondents,  
v ASQ, LLC, defendant third-party plaintiff-respondent,  
Dorex Corp., defendant second third-party plaintiff-  
respondent, TV Partners of Westchester Corp., defendant  
second third-party defendant-appellant; Java Street  
Gourmet, Inc., third-party/second third-party  
defendant-respondent-appellant; Custom Hoods  
Corp., second third-party defendant.

(Index No. 64856/13)

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Separate applications by TV Partners of Westchester Corp. and Java Street Gourmet, Inc., to withdraw their respective appeals from an order of the Supreme Court, Westchester County, dated June 14, 2016.

Upon the papers filed in support of the applications and no papers having been filed in opposition or in relation thereto, it is

ORDERED that the applications are granted and the appeals are deemed withdrawn, without costs or disbursements.

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

ENTER:



Aprilanne Agostino  
Clerk of the Court

February 26, 2018

KELLO v ASQ, LLC