

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

M246772
HTR/

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

2016-10097

DECISION & ORDER ON APPLICATION
Withdraw Appeal on Stipulation

New York Tile Wholesale Corp., et al.,
respondents, v Thomas Fatato Realty Corp.,
et al., appellants.

(Index No. 49320/01)

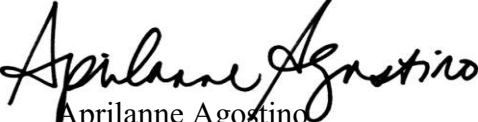
Application by the appellants Itzhak Katan, Shaya Boymelgreen, Ronald Datato, R & I Garden Corp, and Shaya B. Developers, Inc., to withdraw an appeal from an order of the Supreme Court, Kings County, dated July 26, 2016.

Upon the stipulation of the attorneys for the respective parties to the appeal dated July 26, 2016, it is

ORDERED that the application is granted and the appeal by the appellants Itzhak Katan, Shaya Boymelgreen, Ronald Datato, R & I Garden Corp, and Shaya B. Developers, Inc. is deemed withdrawn, without costs or disbursements.

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

ENTER:


Aprilanne Agostino
Clerk of the Court

March 2, 2018

NEW YORK TILE WHOLESALE CORP. v THOMAS FATATO REALTY CORP.