

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

M248029
E/afa

MARK C. DILLON, J.P.
CHERYL E. CHAMBERS
JOSEPH J. MALTESE
BETSY BARROS, JJ.

2018-01732

DECISION & ORDER ON MOTION

Kimberly Panetta, appellant, v Stop and Shop Supermarket Co., LLC, et al., respondents, et al., defendant.

(Index No. 602564/15)

Motion by the respondents to dismiss an appeal from an order of the Supreme Court, Nassau County, dated November 18, 2017, as untimely taken. Application by the appellant to withdraw the appeal.

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

ORDERED that the application is granted and the appeal is deemed withdrawn, without costs or disbursements; and it is further,

ORDERED that the motion is denied.

DILLON, J.P., CHAMBERS, MALTESE and BARROS, JJ., concur.

ENTER:



Aprilanne Agostino
Clerk of the Court

March 28, 2018

PANETTA v STOP AND SHOP SUPERMARKET CO., LLC