

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

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**CA 15-00746**

PRESENT: SMITH, J.P., CARNI, LINDLEY, AND DEJOSEPH, JJ.

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PAUL E. GILLETTE AND KIM A. GILLETTE,  
PLAINTIFFS-RESPONDENTS,

V

ORDER

ESTATE OF IVAN H. ENSTROM, DECEASED, BY  
ELIZABETH P. ENSTROM, AS EXECUTOR,  
DEFENDANT-APPELLANT.  
(APPEAL NO. 2.)

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THE LAW FIRM OF JANICE M. IATI, P.C., ROCHESTER (JANICE M. IATI OF  
COUNSEL), FOR DEFENDANT-APPELLANT.

CANNON & VANALLEN, LLP, GENESEO (SCOTT D. CANNON OF COUNSEL), FOR  
PLAINTIFFS-RESPONDENTS.

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Appeal from an amended order of the Supreme Court, Livingston  
County (Dennis S. Cohen, A.J.), entered September 11, 2014. The  
amended order granted plaintiffs' motion for partial summary judgment.

Now, upon reading and filing the stipulation of discontinuance  
signed by the attorneys for the parties on December 7 and 21, 2015,

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

Entered: February 5, 2016

Frances E. Cafarell  
Clerk of the Court