

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

913

CA 18-00585

PRESENT: SMITH, J.P., CARNI, NEMOYER, CURRAN, AND TROUTMAN, JJ.

KATHLEEN MISSERT, PLAINTIFF-RESPONDENT,

V

ORDER

SOULE ROAD ASSOCIATES, LLC, AND SUMMIT REALTY
MANAGEMENT, LLC, DEFENDANTS-APPELLANTS.

LAW OFFICES OF THERESA J. PULEO, SYRACUSE (MICHELLE M. DAVOLI OF
COUNSEL), FOR DEFENDANTS-APPELLANTS.

LYNN LAW FIRM, SYRACUSE (MARTIN A. LYNN OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Onondaga County
(Deborah H. Karalunas, J.), entered February 5, 2018. The order
denied defendants' motion for summary judgment dismissing the
complaint.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on May 14, 2018,

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

Entered: September 28, 2018

Mark W. Bennett
Clerk of the Court