

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

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CA 18-00882

PRESENT: WHALEN, P.J., PERADOTTO, LINDLEY, DEJOSEPH, AND NEMOYER, JJ.

DIXIE CHAMBERLIN, AS ADMINISTRATRIX OF THE ESTATE
OF FALLON CHAMBERLIN, AND DIXIE CHAMBERLIN,
INDIVIDUALLY, PLAINTIFF-RESPONDENT,

V

ORDER

TANVIR DARA, M.D., AND WCA HOSPITAL,
DEFENDANTS-APPELLANTS.

GIBSON, MCASKILL & CROSBY, LLP, BUFFALO (MELISSA L. ZITTEL OF
COUNSEL), FOR DEFENDANT-APPELLANT TANVIR DARA, M.D.

FELDMAN KIEFFER, LLP, BUFFALO (MATTHEW J. KIBLER OF COUNSEL), FOR
DEFENDANT-APPELLANT WCA HOSPITAL.

CANTOR & WOLFF, BUFFALO (DAVID J. WOLFF, JR., OF COUNSEL), AND GENTILE
& ASSOCIATES, NEW YORK CITY (JASON CHAMIKLES OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeals from an order of the Supreme Court, Erie County (Timothy
J. Walker, A.J.), entered August 15, 2017. The order denied in part
defendants' motions for summary judgment.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on February 20, 2019,

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

Entered: March 15, 2019

Mark W. Bennett
Clerk of the Court