

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

469

CA 19-00003

PRESENT: CENTRA, J.P., CARNI, LINDLEY, NEMOYER, AND TROUTMAN, JJ.

SHERI SCAVONE AND MARY MAGNAN, INDIVIDUALLY,
AND ON BEHALF OF N.S. AND R.S., NEE S.S.,
AS MINORS, PLAINTIFFS-RESPONDENTS,

V

ORDER

CAMPBELL MEADOWS CONDOMINIUM ASSOCIATION, INC.,
TIMOTHY HUTCHERSON, COLLEEN HUNT, TRACIE CORNELL,
TERRY ELBERSON, PAULA STRANG,
DEFENDANTS-APPELLANTS,
ET AL., DEFENDANT.
(APPEAL NO. 3.)

DEMARIE & SCHOENBORN, P.C., GETZVILLE (JOSEPH DEMARIE OF COUNSEL), FOR
DEFENDANTS-APPELLANTS.

KENNEY SHELTON LIPTAK & NOWAK LLP, BUFFALO (RODGER P. DOYLE, JR., OF
COUNSEL), FOR PLAINTIFFS-RESPONDENTS.

Appeal from a judgment of the Supreme Court, Erie County (E. Jeannette Ogden, J.) dated September 26, 2018. The judgment, among other things, enjoined defendants from denying plaintiffs the placement, maintenance and/or use of a portable basketball hoop.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on February 12 and 15, 2019,

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

Entered: April 26, 2019

Mark W. Bennett
Clerk of the Court