

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

995/19

CA 18-01595

PRESENT: WHALEN, P.J., SMITH, LINDLEY, AND NEMOYER, JJ.

MICHAEL FARRUGGIO, AS EXECUTOR OF THE ESTATE OF
THERESA FARRUGGIO, DECEASED, AND SUSAN KARPEN,
INDIVIDUALLY, AND ON BEHALF OF ALL OTHERS
SIMILARLY SITUATED, PLAINTIFFS-RESPONDENTS,

V

ORDER

918 JAMES RECEIVER, LLC, ET AL., DEFENDANTS,
AND RIVER MEADOWS, LLC, DEFENDANT-APPELLANT.

GOLDBERG SEGALLA, LLP, SYRACUSE (LISA M. ROBINSON OF COUNSEL), FOR
DEFENDANT-APPELLANT.

FINKELSTEIN, BLANKINSHIP, FREI-PEARSON & GARBER, LLP, WHITE PLAINS
(JEREMIAH FREI-PEARSON OF COUNSEL), FOR PLAINTIFFS-RESPONDENTS.

Appeal from an order of the Supreme Court, Onondaga County
(Anthony J. Paris, J.), entered August 21, 2018. The order, among
other things, granted in part plaintiffs' motion for class action
certification and denied the cross motion of defendant River Meadows,
LLC for severance.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on August 10, 2022,

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

Entered: September 30, 2022

Ann Dillon Flynn
Clerk of the Court