

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

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CA 23-01428

PRESENT: SMITH, J.P., CURRAN, MONTOUR, NOWAK, AND KEANE, JJ.

M&T BANK, PLAINTIFF-RESPONDENT,

V

ORDER

BENJAMIN WEISZ AND MARTIN WEISZ,
DEFENDANTS-APPELLANTS.

J. BECKER & ASSOCIATES, PLLC, NEW YORK CITY (JOSEPH M. BECKER OF
COUNSEL), FOR DEFENDANTS-APPELLANTS.

GETMAN & BIRYLA, LLP, BUFFALO (AARON R. WALKOW OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Donna M. Siwek, J.), entered June 23, 2023. The order denied the motion of defendants to vacate a renewal judgment.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on November 16, 2023,

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

Entered: February 2, 2024

Ann Dillon Flynn
Clerk of the Court