

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

**987/23**

**CA 22-01888**

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

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CHERYL STEPHENS, PLAINTIFF-RESPONDENT,

V

ORDER

CITY OF BUFFALO, DEFENDANT-APPELLANT,  
ET AL., DEFENDANTS.  
(APPEAL NO. 2.)

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CAVETTE A. CHAMBERS, CORPORATION COUNSEL, BUFFALO (ROBERT E. QUINN OF COUNSEL), FOR DEFENDANT-APPELLANT.

ROSENTHAL, KOOSHOIAN & LENNON, LLP, BUFFALO (PETER M. KOOSHOIAN OF COUNSEL), FOR PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (Raymond W. Walter, J.), entered November 9, 2022. The order denied the motion of defendant City of Buffalo to vacate a default judgment.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on December 30, 2024,

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

Entered: January 31, 2025

Ann Dillon Flynn  
Clerk of the Court