

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

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CA 25-00905

PRESENT: LINDLEY, J.P., BANNISTER, MONTOUR, GREENWOOD, AND HANNAH, JJ.

YOERKIS GAMBOA, PLAINTIFF-RESPONDENT,

V

ORDER

TJM SYRACUSE, LLC, DEFENDANT-APPELLANT.

BOND, SCHOENECK & KING, PLLC, SYRACUSE (ADAM P. MASTROLEO OF COUNSEL),
FOR DEFENDANT-APPELLANT.

VIRGINIA & AMBINDER, LLP, NEW YORK CITY (MICHELE A. MORENO OF
COUNSEL), FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Onondaga County
(Gregory R. Gilbert, J.), entered October 31, 2024. The order,
insofar as appealed from, granted in part the motion of plaintiff for
summary judgment.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on March 23, 2026,

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

Entered: April 24, 2026

Ann Dillon Flynn
Clerk of the Court