

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

**482**

**CA 20-00805**

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, AND DEJOSEPH, JJ.

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HARRY T. BATSCHELET AND LUANNE K. BATSCHELET,  
PLAINTIFFS-RESPONDENTS,

V

ORDER

NEW YORK CENTRAL MUTUAL FIRE INSURANCE COMPANY,  
DEFENDANT-APPELLANT.

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COSTELLO, COONEY & FEARON, PLLC, SYRACUSE (JAMES J. GASCON OF  
COUNSEL), FOR DEFENDANT-APPELLANT.

CAMARDO LAW FIRM, P.C., AUBURN (JUSTIN T. HUFFMAN OF COUNSEL), FOR  
PLAINTIFFS-RESPONDENTS.

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Appeal from an order of the Supreme Court, Onondaga County  
(Gerard J. Neri, J.), entered June 2, 2020. The order denied  
defendant's motion for summary judgment.

Now, upon reading and filing the stipulation of discontinuance  
signed by the attorneys for the parties on April 30, 2021,

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

Entered: June 11, 2021

Mark W. Bennett  
Clerk of the Court