

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

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CA 17-01679

PRESENT: WHALEN, P.J., PERADOTTO, LINDLEY, CURRAN, AND TROUTMAN, JJ.

IN THE MATTER OF KELIANN M. ARGY (ELNISKI),
PETITIONER-RESPONDENT,

V

ORDER

NIAGARA FALLS COACH LINES, INC.,
RESPONDENT-APPELLANT.

GIBSON, MCASKILL & CROSBY, LLP, BUFFALO (TIMOTHY J. GRABER OF
COUNSEL), FOR RESPONDENT-APPELLANT.

ZDARSKY, SAWICKI & AGOSTINELLI LLP, BUFFALO (JOSEPH E. ZDARSKY OF
COUNSEL), FOR PETITIONER-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered July 20, 2017. The order, inter alia, granted the application of petitioner to compel respondent to produce certain corporate books and records.

Now, upon reading and filing the stipulation of discontinuance signed by the attorneys for the parties on February 1, 2018,

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

Entered: March 16, 2018

Mark W. Bennett
Clerk of the Court