

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

1275/18

CA 18-00239

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

IN THE MATTER OF NATIONAL FUEL GAS SUPPLY
CORPORATION, PETITIONER-RESPONDENT,

V

ORDER

DUFFIELD CAMP AND RETREAT CENTER INC.,
RESPONDENT-APPELLANT,
ET AL., RESPONDENTS.

COOLIGAN LAW LLP, BUFFALO (KEVIN T. O'BRIEN OF COUNSEL), FOR
RESPONDENT-APPELLANT.

PHILLIPS LYTTLE LLP, BUFFALO (JOANNE DICKINSON OF COUNSEL), FOR
PETITIONER-RESPONDENT.

Appeal from an order of the Supreme Court, Cattaraugus County
(Jeremiah J. Moriarty, III, J.), entered October 2, 2017. The order,
among other things, granted the petition.

Now, upon reading and filing the stipulation of discontinuance
signed by the attorneys for the parties on March 21 and 25, 2019,

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

Entered: April 26, 2019

Mark W. Bennett
Clerk of the Court