

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

1238

CA 20-00336

PRESENT: CENTRA, J.P., LINDLEY, NEMOYER, TROUTMAN, AND BANNISTER, JJ.

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FREDERICK SQUICCIARINI, AS ADMINISTRATOR OF  
THE ESTATE OF STEPHANIE A. SQUICCIARINI,  
DECEASED, AND FREDERICK SQUICCIARINI,  
INDIVIDUALLY, PLAINTIFF-RESPONDENT,

V

ORDER

PERINTON HILLS, LLC, DEFENDANT-RESPONDENT,  
AND DDS CONTRACTORS, LLC, DEFENDANT-APPELLANT.

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VAHEY GETZ LLP, ROCHESTER (LAURIE A. VAHEY OF COUNSEL), FOR  
DEFENDANT-APPELLANT.

LACY KATZEN, LLP, ROCHESTER (JACQUELINE M. THOMAS OF COUNSEL), FOR  
PLAINTIFF-RESPONDENT.

SUGARMAN LAW FIRM, LLP, BUFFALO (MARINA MURRAY OF COUNSEL), FOR  
DEFENDANT-RESPONDENT.

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Appeal from an amended order of the Supreme Court, Monroe County  
(J. Scott Odorisi, J.), entered December 9, 2019. The amended order,  
insofar as appealed from, denied in part the cross motion of defendant  
DDS Contractors, LLC, to compel certain discovery from defendant  
Perinton Hills, LLC.

Now, upon reading and filing the stipulation of discontinuance  
signed by the attorneys for the parties on July 30, August 13, and  
September 16, 2020,

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

Entered: December 23, 2020

Mark W. Bennett  
Clerk of the Court