

**Augusto Fernando Gonzalez v VBG 990 AOA, LLC., DK
Constr. One, Corp.**

Motion No: 2026-0

Slip Opinion No: 2026 NY Slip Op 70020(U)

Decided on June 11, 2026

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the
Official Reports.

Supreme Court of the State of New York
Appellate Division, First Judicial Department

Present – Hon. Dianne T. Renwick,
Sallie Manzanet-Daniels
Troy K. Webber
Peter H. Moulton
Tanya R. Kennedy,

Presiding Justice,

Justices.

Augusto Fernando Gonzalez,
Plaintiff-Appellant,

-against-

Motion No. 2026-03212
Index No. 805403/21E
Case No. 2025-06142

VBG 990 AOA, LLC.,
Defendant-Respondent,

DK Construction One, Corp.
Defendant-Respondent.

[And a Third-Party Action]

An appeal having been taken from an order of the Supreme Court, Bronx County,
entered on or about September 08, 2025,

Now, upon reading and filing the correspondence from counsel for plaintiff-
appellant, dated June 02, 2026, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the
aforesaid correspondence.

ENTERED: June 11, 2026



Susanna Molina Rojas
Clerk of the Court