

**Carmen Martinez v New York City Tr. Auth.**

Motion No: 2026-03042

Slip Opinion No: 2026 NY Slip Op 72359(U)

Decided on July 16, 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.

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Carmen Martinez,  
Plaintiff-Respondent,

Motion No. 2026-03042

Index No. 814705/21E

Case No. 2025-06716

-against-

New York City Transit Authority,  
Defendant-Appellant,

“John Doe”, An Employee of the New York  
City Transit Authority in the course of his  
employment, whose identity is presently  
unknown,

Defendant.

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An appeal having been taken from an order of the Supreme Court, Bronx County,  
entered on or about July 22, 2025,

Now, upon reading and filing the correspondence from counsel for defendant-  
appellant, dated May 22, 2026, and due deliberation having been had thereon,

It is ordered that the appeal is withdrawn in accordance with the aforesaid  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

ENTERED: July 16, 2026



Susanna Molina Rojas  
Clerk of the Court