

Timothy Foucher & Kimberly Foucher v Port Auth. of N.Y. & N.J., , Delta Airlines, Inc.

Motion No: 2633

Slip Opinion No: 2020 NYSlipOp 72289(U)

Decided on September 29, 2020

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. Rolando T. Acosta, Presiding Justice,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische, Justices.

Timothy Foucher and Kimberly Foucher,
Plaintiffs-Respondents,

Motion No. 2633
Index No. 158315/15
Case No. 2020-02357

-against-

The Port Authority of New York and New
Jersey,

Defendant,

Delta Airlines, Inc.,

Defendant-Appellant.

[And a third-party action]

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about March 06, 2020, and from the transcript of proceedings dated March 5, 2020, so ordered on or about May 13, 2020,

Now, upon reading and filing the correspondence from counsel for defendant-appellant dated July 30, 2020, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED: September 29, 2020



Susanna Molina Rojas
Clerk of the Court