

**Mallory-Cainero-Mallory Corp., & Natl. Fire Ins. Co. of
Hartford as subrogee of Mallory-Cainero-Mallory Corp v
KFT Props., LLC**

Motion No: 3639

Slip Opinion No: 2020 NYSlipOp 76238(U)

Decided on December 17, 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,
David Friedman
Dianne T. Renwick
Sallie Manzanet-Daniels
Judith J. Gische,

Presiding Justice,

Justices.

Mallory-Cainero-Mallory Corp., and National
Fire Insurance Company of Hartford as
subrogee of Mallory-Cainero-Mallory Corp,
Plaintiffs-Appellants,

Motion No. 3639
Index No. 654830/16
Case No. 2019-03796

-against-

KFT Properties, LLC,
Defendant-Respondent,

Merrimack Mutual Fire Insurance Company,
etc., et al.,
Non-Party Respondents.

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about August 21, 2019, and said appeal having been perfected,

Now, upon reading and filing the stipulation of the parties hereto, dated October 23, 2020, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid stipulation.

ENTERED: December 17, 2020



Susanna Molina Rojas
Clerk of the Court