

**Matter of the Application of Am. Tr. Ins. Co. v Liberty  
Surplus Ins. Corp.**

Motion No: 2021-01003 2021-01524

Slip Opinion No: 2021 NYSlipOp 67061(U)

Decided on June 03, 2021

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,  
Dianne T. Renwick  
Sallie Manzanet-Daniels  
Judith J. Gische  
Barbara R. Kapnick, Justices.

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In the Matter of the Application of American Transit Insurance Company, Petitioner-Respondent,	Motion Nos. 2021-01003 2021-01524 Index No. 30531/19E Case No. 2021-00783
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-against-

Liberty Surplus Insurance Corporation,  
Respondent-Appellant,

Ivette C. Maxwell, USAA Casualty Insurance,  
Respondents-Respondents,

Timothy M. Paolini and Jonathan Morrison,  
Respondents.

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An appeal having been taken to this Court from an order and judgment (one paper) of the Supreme Court, Bronx County, entered on or about March 05, 2021, and said appeal having been perfected,

And respondent-appellant having moved for a stay of the framed issue hearing ordered by Supreme Court pending the hearing and determination of the aforesaid appeal (M-2021-01003),

Now, upon reading and filing the stipulation of the parties hereto, dated April 28, 2021, and due deliberation having been had thereon,

It is ordered that the motion for a stay of the framed issue hearing (M-2021-01003) and the aforesaid appeal (Case No. 2021-00783) are deemed withdrawn in accordance with the aforesaid stipulation.

ENTERED: June 03, 2021

A handwritten signature in black ink, appearing to read "Susanna Molina Rojas". The signature is fluid and cursive, with the first letters of each name being capitalized and prominent.

Susanna Molina Rojas  
Clerk of the Court