

**Douglas Stewart Co., Inc. v 2254 Third Ave. Dept Store Inc.
& Freddy Srou**

Motion No: 2022-00300 2022-00898

Slip Opinion No: 2022 NYSlipOp 63403(U)

Decided on March 22, 2022

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,
David Friedman
Anil C. Singh
Martin Shulman
John R. Higgitt,

Justice Presiding,

Justices.

The Douglas Stewart Company, Inc.,
Plaintiff-Respondent,

-against-

Motion Nos. **2022-00300**
2022-00898

Index No. 654506/17

Case No. 2022-00198

2254 Third Ave. Dept Store Inc. and Freddy
Srour,

Defendants-Appellants,

Jerry Zirdok and Rachel Zirdok,
Defendants.

An appeal having been taken to this Court from an amended order of the Supreme Court, New York County, entered on or about December 08, 2020,

And plaintiff-respondent having moved to dismiss the aforesaid appeal (M-2022-00300),

Now, upon reading and filing the papers with respect to the motion, and the correspondence from counsel for defendants-appellants, dated March 04, 2022, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid correspondence from counsel for defendants-appellants (M-2022-00898). The motion to dismiss is denied as academic (M-2022-00300).

ENTERED: March 22, 2022



Susanna Molina Rojas
Clerk of the Court