

**MARIANNE O'TOOLE v BRIAN DRAGONI**

Motion No: CV-23-0220

Slip Opinion No: 2023 NY Slip Op 70002(U)

Decided on July 06, 2023

Appellate Division, Third Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the  
Official Reports.

State of New York  
Supreme Court, Appellate Division  
Third Judicial Department

Decided and Entered: July 6, 2023

CV-23-0220

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MARIANNE O'TOOLE, as Trustee for  
ROBERT OSBOURN,  
Respondent,

DECISION AND ORDER  
ON MOTION

v

BRIAN DRAGONI,  
Appellant.

(And a Third-Party Action.)

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Application to withdraw and discontinue appeal.

Upon the papers filed in support of the application, and no papers having been filed in opposition thereto, it is

ORDERED that the application is granted, without costs.

Garry, P.J., Pritzker, Ceresia and McShan, JJ., concur.

ENTER:

Robert D. Mayberger  
Clerk of the Court