

**Oliver Carpenter v 210 W. 35 LLC LAML, LLC, -(And  
Third-party Actions)**

Motion No: 2023-04177

Slip Opinion No: 2023 NY Slip Op 75630(U)

Decided on October 24, 2023

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,  
Sallie Manzanet-Daniels  
Barbara R. Kapnick  
Troy K. Webber  
Cynthia S. Kern,

Presiding Justice,  
  
  
  
Justices.

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Oliver Carpenter,  
Plaintiff-Appellant-Respondent,

Motion No. 2023-04177  
Index No. 151484/17  
Case No. 2023-01507

-against-

210 West 35 LLC, et al.,  
Defendants-Respondents,

LAML, LLC,  
Defendant-Respondent-Appellant.

(And Third-party Actions)

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Appeals having been taken from an order of the Supreme Court, New York County, entered on or about March 22, 2023, and the appeal by plaintiff-appellant-respondent having been perfected,

Now, upon reading and filing the correspondence from counsel for defendant-respondent-appellant, dated September 25, 2023, and due deliberation having been had thereon,

It is ordered that the appeal of defendant-respondent-appellant is deemed withdrawn in accordance with the aforesaid correspondence; the appeal of plaintiff-appellant-respondent remains extant.

ENTERED: October 24, 2023



Susanna Molina Rojas  
Clerk of the Court