

**Charles Waisbren v Fujitec Am Inc.**

Motion No: 2024-04562

Slip Opinion No: 2024 NY Slip Op 78572(U)

Decided on November 19, 2024

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  
Troy K. Webber  
Cynthia S. Kern  
Jeffrey K. Oing,

Presiding Justice,

Justices.

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Charles Waisbren and Benjamin Waisbren as  
co-administrators of the goods, chattels and  
credits of Samuel Waisbren, deceased, et al.,  
Plaintiffs-Respondents,

Motion No. **2024-04562**  
Index No. 151440/20  
Case No. 2024-02071

-against-

Fujitec America Inc.,  
Defendant-Appellant,

Manhattan Promenade LLC, et al.,  
Defendants-Respondents,

Serge Elevator Co., Inc.,  
Defendant.

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An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about February 09, 2024,

Now, upon reading and filing the correspondence from counsel for defendant-appellant dated September 16, 2024, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED: November 19, 2024



Susanna Molina Rojas  
Clerk of the Court