

Kevin McMurray v CP V. Ts Fulton Owner, LLC

Motion No: 2025-01990

Slip Opinion No: 2025 NY Slip Op 67591(U)

Decided on April 29, 2025

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
Peter H. Moulton,

Presiding Justice,

Justices.

Kevin McMurray and Lynn McMurray,
Plaintiffs-Respondents,

Motion No. 2025-01990
Index No. 158399/18
Case No. 2024-06694

-against-

CP V. Ts Fulton Owner, LLC, Carmel
Partners, L.P., Gilbane Building Company,
Gilbane Residential Construction, LLC,
Defendants-Appellants.

CP V. Ts Fulton Owner, LLC, Carmel
Partners, L.P., Gilbane Building Company,
Gilbane Residential Construction, LLC,
Third-Party Plaintiffs-Appellants,

-against-

Harman Facades ULC formerly known as
Sotawall Limited and Sota Glazing, Inc.,
Third-Party Defendants-Respondents.

CP V. Ts Fulton Owner, LLC, Carmel
Partners, L.P., Gilbane Building Company,
Gilbane Residential Construction, LLC,
Second Third-Party Plaintiffs-Appellants,

-against-

Empire Transportation Ltd.,
Second Third-Party Defendant-
Respondent.

An appeal having been taken to this Court from an order of the Supreme Court, New York County, entered on or about October 01, 2024,

Now, upon reading and filing the correspondence from counsel for defendants/third-party plaintiffs/second third-party plaintiffs-appellants, dated April 03, 2025, and due deliberation having been had thereon,

It is ordered that the appeal is deemed withdrawn in accordance with the aforesaid correspondence.

ENTERED: April 29, 2025

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

Susanna Molina Rojas
Clerk of the Court