

James Petro v Aerco Intl., Inc.

Motion No: 2025-06856

Slip Opinion No: 2026 NY Slip Op 61360(U)

Decided on January 27, 2026

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.

In Re: New York City Asbestos Litigation:

James Petro, Sr.,
Plaintiff-Respondent,

Motion No. **2025-06856**

Index No. 190324/20

Case No. 2025-02984

-against-

Aerco International, Inc., et al.,
Defendants,

Mario & DiBono Plastering Co., Inc.,
Tishman Realty and Construction Co., now
known as TTV Realty Holdings, Inc.,
Defendants-Appellants.

Appeals having been taken to this Court from an order of the Supreme Court,
New York County, entered on or about March 13, 2025,

Now, upon reading and filing the correspondence from counsel for defendant-
appellant, Mario & DiBono Plastering Co., Inc., dated December 19, 2025, and due
deliberation having been had thereon,

It is ordered that defendant-appellant, Mario & DiBono Plastering Co., Inc.'s appeal is deemed withdrawn in accordance with the aforesaid correspondence; Tishman Realty and Construction Co., now known as TTV Realty Holdings, Inc.'s appeal remains extant.

ENTERED: January 27, 2026

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.

Susanna Molina Rojas
Clerk of the Court