

SUPREME COURT OF THE STATE OF NEW YORK  
**Appellate Division, Fourth Judicial Department**

DOCKET NO. CA 18-01087

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IN THE MATTER OF MARGARET WOOSTER, CLAYTON S. "JAY" BURNEY, JR.,  
LYNDA K. STEPHENS, AND JAMES E. CARR,  
PETITIONERS-APPELLANTS,

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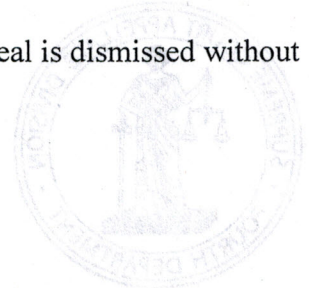
QUEEN CITY LANDING, LLC, RESPONDENT-RESPONDENT, ET AL.,  
RESPONDENT.

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Respondent having moved to dismiss the appeal taken herein from a judgment of the Supreme Court entered in the Office of the Clerk of the County of Erie on March 13, 2018, on the ground that appellants failed to perfect timely the appeal,

Now, upon reading and filing the affirmation of Elizabeth A. Kraengel, Esq., dated June 12, 2018, and the notice of motion with proof of service thereof,

**It is hereby ORDERED** that the motion is granted, and the appeal is dismissed without costs.



Entered: June 29, 2018

MARK W. BENNETT, Clerk