

State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: July 15, 2021

531581

In the Matter of KPN
MANAGEMENT CORP.,
Appellant,

v

VANGUARD GRAPHICS, LLC, Doing
Business as VANGUARD
PRINTING, et al.,
Respondents,
et al.,
Respondents.

MEMORANDUM AND ORDER

Calendar Date: May 25, 2021

Before: Garry, P.J., Egan Jr., Clark, Pritzker and Reynolds
Fitzgerald, JJ.

The Crossmore Law Office, Ithaca (Edward Y. Crossmore of
counsel), for appellant.

Faegre Drinker Biddle & Reath, New York City (Clay J.
Pierce of counsel) and Bond, Schoeneck & King, PLLC, Syracuse
(Brendan M. Sheehan of counsel), for Vanguard Graphics, LLC and
others, respondents.

Egan Jr., J.

Appeal from an order of the Supreme Court (McBride, J.),
entered February 19, 2020 in Tompkins County, which, among other
things, dismissed petitioner's application, in a proceeding
pursuant to CPLR article 52, to direct certain respondents to

turn over to petitioner money owed by respondent Vanguard Graphics, LLC, and to appoint petitioner's counsel as receiver.

At oral argument, petitioner requested that the subject appeal be withdrawn, and respondents did not oppose this request. Accordingly, we will treat petitioner's request as an application to withdraw and discontinue the appeal (see 22 NYCRR 1250.2 [b] [2]) and grant said application.

Garry, P.J., Clark, Pritzker and Reynolds Fitzgerald, JJ., concur.

ORDERED that the application to withdraw the appeal is granted, without costs.

ENTER:

A handwritten signature in black ink that reads "Robert D. Mayberger". The signature is written in a cursive, slightly slanted style.

Robert D. Mayberger
Clerk of the Court