

*C# 2
3/28/14 7/14/14*

**SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF WESTCHESTER**

SUPERIOR GUNITE,

Plaintiff,

-against-

YONKERS CONTRACTING COMPANY,
INC. AND ZURICH AMERICAN
INSURANCE COMPANY,

Defendants.

Index No.: 54272/13

**STIPULATION TO
ADJOURN RETURN DATE**

WHEREAS, on March 7, 2014, Plaintiff Superior Gunite filed a Notice of Motion and supporting papers for Partial Summary Judgment, returnable March 28, 2014, and pursuant to the written consent and authorization of Plaintiff's counsel, Mr. Mark A. Canizio, Esq.:

IT IS HEREBY STIPULATED AND AGREED by and between the parties that the Return Date for Plaintiff Superior Gunite's pending Motion for Partial Summary Judgment be extended by one week from March 28, 2014 to April 4, 2014.

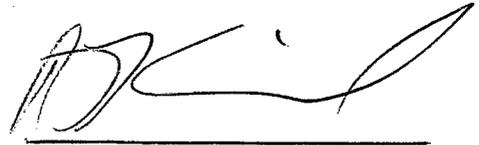
IT IS HEREBY FURTHER STIPULATED AND AGREED that Defendants will submit their opposition papers with respect to Plaintiff's Motion on or before March 26, 2014.

IT IS HEREBY STIPULATED AND AGREED that Defendants will submit their reply papers with respect to Plaintiff's Motion on or before April 3, 2014.

IT IS HEREBY FURTHER STIPULATED AND AGREED that this Stipulation may be executed in counterparts, and by electronic or facsimile signature, each of which shall be deemed an original and shall constitute the same Stipulation.

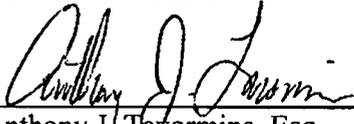
*Dated: White Plains, NY
March 26, 2014*

SO ORDERED:



**Hon. Alan D. Scheinkman
Supreme Court Justice**

LEWIS & McKENNA



Anthony J. Tavormina, Esq.
82 East Allendale Road, Suite 6
Saddle River, New Jersey 07458

**Attorneys for Defendants
Yonkers Contracting Company, Inc. and
Zurich American Insurance Company**

March 21, 2014