

Co # 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.

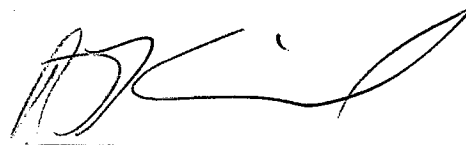
IT IS HEREBY FURTHER STIPULATED AND AGREED that Defendants will submit their opposition papers with respect to Plaintiff's Motion on or before March 26, 2014.

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.

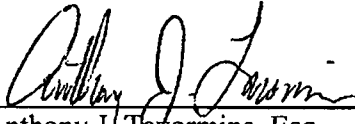
Dated: White Plains, NY  
March 26, 2014

SO ORDERED:



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

**LEWIS & McKENNA**

A handwritten signature in dark ink, appearing to read 'Anthony J. Tavormina', is written over a horizontal line.

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