

**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.:

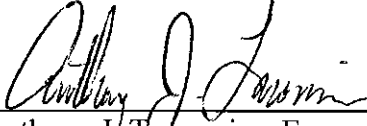
IT IS HEREBY STIPULATED AND AGREED by and between the parties that the Return Date for Plaintiff Superior Gunite's pending Motion for Partial Summary Judgment be extended by one week from March 28, 2014 to April 4, 2014.

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.

LEWIS & McKENNA

A handwritten signature in black 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

Anthony Tavormina

From: Anthony Tavormina <ATavormina@lewismckenna.com>
Sent: Friday, March 21, 2014 11:56 AM
To: 'Canizio, Mark A.'
Subject: RE: Superior v. Yonkers - Stip. to Adjourn Ret. Date

Okay, Mark.

Anthony J. Tavormina
LEWIS & MCKENNA
82 East Allendale Road
Saddle River, NJ 07458
Office: (201) 934-9800
Mobile: (347) 728-2603
Fax: (201) 934-8681
atavormina@lewismckenna.com



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From: Canizio, Mark A. [mailto:MACanizio@duanemorris.com]
Sent: Friday, March 21, 2014 11:52 AM
To: Anthony Tavormina
Subject: Re: Superior v. Yonkers - Stip. to Adjourn Ret. Date

Anthony:

I am not in the office. You are authorized to sign on my behalf. Please do so and file the stipulation.

Thanks.

Mark

Sent from my iPhone

On Mar 21, 2014, at 11:50 AM, "Anthony Tavormina" <ATavormina@lewismckenna.com> wrote:

Mark:

The Court responded to my request and granted an extension of one week. Accordingly, I have attached a Stipulation with my signature. Please sign and return to me, and I will file it with the Court. Thank you for your consent to adjourn.

Sincerely,

Anthony J. Tavormina
LEWIS & McKENNA
82 East Allendale Road
Saddle River, NJ 07458
Office: (201) 934-9800
Mobile: (347) 728-2603
Fax: (201) 934-8681
atavormina@lewismckenna.com

<image001.jpg>

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<140321 - Yonkers (Superior) - Stip. to Adjourn Ret. Date (for MAC Signature).pdf>

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