STIPULATION AND ORDER OF DISCONTINUANCE
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SUPREME COURT
STATE OF NEW YORK COUNTY OF ALLEGANY

CUBA LAKE COMMITTEE FOR FAIR ASSESSMENTS, HARRY W. KEELEY and HARRY W. AND CYNTHIA L. KEELEY JOINT REVOCABLE TRUST,

Petitioners/Plaintiffs,

-against-

TOWN OF CUBA, ASSESSOR OF THE TOWN OF CUBA, RUSS HESLIN, in his Official Capacity as Assessor of the Town of Cuba, DUSTIN SNYDER, in his Official Capacity as Assessor of the Town of Cuba, TOWN OF CUBA BOARD OF ASSESSMENT REVIEW, VILLAGE OF CUBA, CUBA-RUSHFORD CENTRAL SCHOOL DISTRICT and COUNTY OF ALLEGANY,

Respondents/Defendants.

STIPULATION AND ORDER OF DISCONTINUANCE

Index No.: 51593

Hon. Frank Caruso, J.S.C.

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-entitled action, that the Decision, Order and Judgment of the Allegany County Supreme Court (Hon. Terrence M. Parker, A.J.S.C.), dated June 9, 2025, and entered in the Allegany County Clerk's Office on June 13, 2025, is hereby vacated; and

IT IS HEREBY FURTHER STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-entitled action, that counsel for Respondents shall take all necessary steps to withdraw their pending notices of appeal with the Appellate Division, Fourth Department (Case No. 25-01281); and

IT IS HEREBY FURTHER STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all the parties to the above-entitled action, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is discontinued, with prejudice, but without costs to any party

ALLEGANY COUNTY CLERK
FILED & ENTERED

APR - 2 2026

AT_____O'CLOCK_____
ROBERT L. CHRISTMAN, CLERK

as against any other party. This stipulation may be filed without further notice with the Clerk of the Court.

Dated: March 23, 2026

BENGART & DEMARCO, LLP

James C. DeMarco, III, Esq.
Attorneys for Respondents/Defendants
Town of Cuba, Assessors of Town of Cuba-
Town of Cuba Board of Assessment Review,
Village of Cuba and Cuba-Rushford Central
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Dated: March 17, 2026

MONACO COOPER LAMME & CARR, PLLC

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Dated: March 23, 2026

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SO ORDERED.

Hon. Frank Caruso, J.S.C.

3/27/2026
Date

GRANTED
April 2 20 26
COURT CLERK