

SUPREME COURT OF THE STATE OF NEW YORK
Appellate Division, Fourth Judicial Department

106

CA 13-01312

PRESENT: SMITH, J.P., PERADOTTO, LINDLEY, VALENTINO, AND WHALEN, JJ.

ROBERT F. OLCZAK AND DIANE OLCZAK,
PLAINTIFFS-RESPONDENTS,

V

ORDER

NIACET CORPORATION, DEFENDANT-APPELLANT.

DAMON MOREY LLP, BUFFALO (HEDWIG M. AULETTA OF COUNSEL), FOR
DEFENDANT-APPELLANT.

COLLINS & COLLINS, LLC, BUFFALO (MICHAEL C. LANCER OF COUNSEL), FOR
PLAINTIFFS-RESPONDENTS.

Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), entered December 5, 2012 in a personal injury action. The order granted the motion of plaintiffs for partial summary judgment on liability pursuant to Labor Law § 240 (1).

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs.

Entered: February 7, 2014

Frances E. Cafarell
Clerk of the Court