

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

**723**

**CA 18-00135**

PRESENT: CARNI, J.P., LINDLEY, NEMOYER, CURRAN, AND WINSLOW, JJ.

---

MALLORY C. EHLERS, PLAINTIFF-APPELLANT,

V

ORDER

WILLIAM A. BYRNES AND ALL ERECTION AND CRANE  
RENTAL CORP., DEFENDANTS-RESPONDENTS.

---

CHACCHIA & FLEMING, LLP, HAMBURG (LISA A. POCH OF COUNSEL), FOR  
PLAINTIFF-APPELLANT.

CARTAFALSA, TURPIN & LENOFF, LLP, NEW YORK CITY (BRIAN P. MINEHAN OF  
COUNSEL), FOR DEFENDANTS-RESPONDENTS.

---

Appeal from an order of the Supreme Court, Erie County (Matthew J. Murphy, III, A.J.), entered April 6, 2017. The order denied the motion of plaintiff seeking leave to renew her opposition to defendants' motion for summary judgment dismissing the complaint.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Supreme Court.

Entered: June 8, 2018

Mark W. Bennett  
Clerk of the Court