

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

739

CA 17-01997

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, AND DEJOSEPH, JJ.

CHRISTOPHER FISCHER AND GABRIELLE LONERGAN, ON
BEHALF OF THEMSELVES AND ALL OTHER EMPLOYEES
SIMILARLY SITUATED, PLAINTIFFS-APPELLANTS,

V

ORDER

MICHAEL'S BANQUET FACILITY, INC., DEFENDANT,
JOSEPH GARGANO AND JOSEPH A. GARGANO,
RESPONDENTS.

THOMAS & SOLOMON LLP, ROCHESTER (JESSICA L. LUKASIEWICZ OF COUNSEL),
FOR PLAINTIFFS-APPELLANTS.

GROSS SHUMAN P.C., BUFFALO (KEVIN R. LELONEK OF COUNSEL), FOR
RESPONDENTS.

Appeal from an order of the Supreme Court, Erie County (Henry J. Nowak, Jr., J.), entered January 9, 2017. The order denied the motion of plaintiffs for leave to amend the complaint to add Joseph Gargano and Joseph A. Gargano as defendants.

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