

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

1239

CA 17-00381

PRESENT: CENTRA, J.P., PERADOTTO, LINDLEY, NEMOYER, AND TROUTMAN, JJ.

JEANNE FUMERELLE, PLAINTIFF-APPELLANT,

V

ORDER

VISONE BROS., INC., LAKEFRONT
CONSTRUCTION CO., INC., AND JOHN VISONE,
DEFENDANTS-RESPONDENTS.

VISONE BROS., INC., LAKEFRONT
CONSTRUCTION CO., INC., AND JOHN VISONE,
THIRD-PARTY PLAINTIFFS-RESPONDENTS,

V

FHN AND BJH, INC., THIRD-PARTY
DEFENDANTS-RESPONDENTS.

FLYNN WIRKUS YOUNG, P.C., BUFFALO (SCOTT R. ORNDOFF OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

SUGARMAN LAW FIRM, LLP, SYRACUSE (JENNA W. KLUCSIK OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS AND THIRD-PARTY PLAINTIFFS-RESPONDENTS.

BARTH SULLIVAN BEHR, BUFFALO (REBECCA C. CRONAUER OF COUNSEL), FOR
THIRD-PARTY DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Erie County (Emilio L. Colaiacovo, J.), entered November 15, 2016. The order, among other things, granted the motion of defendants-third-party plaintiffs and cross motion of third-party defendants for summary judgment dismissing plaintiff's amended complaint and all cross claims.

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: November 9, 2017

Mark W. Bennett
Clerk of the Court