

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

1252

CA 18-00427

PRESENT: SMITH, J.P., CARNI, LINDLEY, DEJOSEPH, AND WINSLOW, JJ.

REMET CORPORATION, PLAINTIFF-APPELLANT,

V

MEMORANDUM AND ORDER

ESTATE OF JAMES R. PYNE, KATHERINE B. PYNE,
INDIVIDUALLY, AND AS EXECUTOR OF THE LAST WILL
AND TESTAMENT OF JAMES R. PYNE, AND AS TRUSTEE
OF THE LAST WILL AND TESTAMENT OF JAMES R. PYNE,
EDWARD R. WIEHL, AS EXECUTOR OF THE LAST WILL
AND TESTAMENT OF JAMES R. PYNE, AND AS TRUSTEE OF
THE TRUST ESTABLISHED UNDER PARAGRAPH THIRD OF
THE LAST WILL AND TESTAMENT OF JAMES R. PYNE, AND
J.P. MORGAN ESCROW SERVICES, DEFENDANTS-RESPONDENTS.
(APPEAL NO. 1.)

HANCOCK ESTABROOK, LLP, SYRACUSE (JANET D. CALLAHAN OF COUNSEL), AND
TROUTMAN SANDERS, CHICAGO, ILLINOIS, FOR PLAINTIFF-APPELLANT.

NEIL M. GINGOLD, FAYETTEVILLE, FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Oneida County (Patrick F. MacRae, J.), entered May 25, 2017. The order, among other things, denied plaintiff's cross motion for partial summary judgment.

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

Same memorandum as in *Remet Corp. v Estate of Pyne* ([appeal No. 2] - AD3d - [Feb. 1, 2019] [4th Dept 2019]).

Entered: February 1, 2019

Mark W. Bennett
Clerk of the Court