

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

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CA 21-00131

PRESENT: SMITH, J.P., PERADOTTO, CURRAN, BANNISTER, AND MONTOUR, JJ.

MORGAN JAMIE DUNBAR AND MACNORE CAMERON,
PLAINTIFFS-APPELLANTS,

V

ORDER

WOMEN & CHILDREN'S HOSPITAL OF BUFFALO, AND ITS
SUCCESSORS IN INTEREST, INCLUDING CORPORATIONS
AND/OR ENTITIES, JOHN R. OISHEI CHILDREN'S
HOSPITAL, PREVIOUSLY KNOWN AS WOMEN & CHILDREN'S
HOSPITAL OF BUFFALO, KALEIDA HEALTH, INC., GIL
MICHAEL FARKASH, M.D., DEBRA M. ERCKERT, R.N.,
DENISE M. MEISSNER, R.N., KATHARINE V.
MORRISON, M.D., KATHARINE V. MORRISON, M.D., PLLC,
THE BIRTHING CENTER OF BUFFALO, DOING BUSINESS AS
BUFFALO WOMENSERVICES, LLC, BUFFALO GYN
WOMENSERVICES, INC., EILEEN STEWART, CNM, BUFFALO
MIDWIFERY SERVICES, PLLC, DEFENDANTS-RESPONDENTS,
ET AL., DEFENDANTS.
(APPEAL NO. 1.)

MORGAN JAMIE DUNBAR, PLAINTIFF-APPELLANT PRO SE.

MACNORE CAMERON, PLAINTIFF-APPELLANT PRO SE.

CONNORS LLP, BUFFALO (MOLLIE C. MCGORRY OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS WOMEN & CHILDREN'S HOSPITAL OF BUFFALO, AND ITS
SUCCESSORS IN INTEREST, INCLUDING CORPORATIONS AND/OR ENTITIES, JOHN
R. OISHEI CHILDREN'S HOSPITAL, PREVIOUSLY KNOWN AS WOMEN & CHILDREN'S
HOSPITAL OF BUFFALO, KALEIDA HEALTH, INC., DEBRA M. ERCKERT, R.N., AND
DENISE M. MEISSNER, R.N.

THE TARANTINO LAW FIRM, LLP, BUFFALO (KIMBERLY A. CLINE OF COUNSEL),
FOR DEFENDANTS-RESPONDENTS EILEEN STEWART, CNM, AND BUFFALO MIDWIFERY
SERVICES, PLLC.

EAGAN & HEIMER PLLC, BUFFALO (NEAL A. JOHNSON OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS KATHARINE V. MORRISON, M.D., KATHARINE V.
MORRISON, M.D., PLLC, THE BIRTHING CENTER OF BUFFALO, DOING BUSINESS
AS BUFFALO WOMENSERVICES, LLC, AND BUFFALO GYN WOMENSERVICES, INC.

Appeal from an order of the Supreme Court, Erie County (Frederick
J. Marshall, J.), entered June 2, 2020. The order settled the order
on motions to dismiss.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (see *Matter of Kirkpatrick v Kirkpatrick*, 117 AD3d 1575, 1575-1576 [4th Dept 2014]).

Entered: June 9, 2023

Ann Dillon Flynn
Clerk of the Court