

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

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CA 22-01776

PRESENT: SMITH, J.P., BANNISTER, MONTOUR, AND KEANE, JJ.

IN THE MATTER OF CAYUGA NATION,
PETITIONER-APPELLANT,

V

MEMORANDUM AND ORDER

DUSTIN PARKER AND DUSTIN PARKER, DOING
BUSINESS AS PIPEKEEPERS TOBACCO & GAS,
RESPONDENTS-RESPONDENTS.
(APPEAL NO. 1.)

BARCLAY DAMON LLP, SYRACUSE (LEE ALCOTT OF COUNSEL), FOR
PETITIONER-APPELLANT.

NIXON PEABODY LLP, ALBANY (ERIK A. GOERGEN OF COUNSEL), FOR
RESPONDENTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Seneca County (Barry L. Porsch, A.J.), entered July 26, 2022. The order denied the petition.

It is hereby ORDERED that said appeal is unanimously dismissed without costs.

Same memorandum as in *Matter of Cayuga Nation v Parker* ([appeal No. 2] – AD3d – [July 3, 2024] [4th Dept 2024]).

Entered: July 3, 2024

Ann Dillon Flynn
Clerk of the Court