

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

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CA 22-01729

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

IN THE MATTER OF CAYUGA NATION,
PETITIONER-RESPONDENT,

V

MEMORANDUM AND ORDER

DUSTIN PARKER AND DUSTIN PARKER, DOING
BUSINESS AS PIPEKEEPERS,
RESPONDENTS-APPELLANTS.
(APPEAL NO. 2.)

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

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

Appeal from a judgment of the Supreme Court, Cayuga County
(Thomas G. Leone, A.J.), entered October 12, 2022. The judgment
granted petitioner a money judgment against respondents.

It is hereby ORDERED that the judgment so appealed from is
unanimously reversed on the law without costs and the petition is
dismissed.

Same memorandum as in *Matter of Cayuga Nation v Parker* ([appeal
No. 1] – AD3d – [July 3, 2024] [4th Dept 2024]).

Entered: July 3, 2024

Ann Dillon Flynn
Clerk of the Court