

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

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**CA 13-00868**

PRESENT: SCUDDER, P.J., SMITH, CENTRA, CARNI, AND WHALEN, JJ.

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LORI PILATO, PLAINTIFF-APPELLANT,

V

ORDER

ERIE COUNTY MEDICAL CENTER AND ALLPRO  
PARKING, LLC, DEFENDANTS-RESPONDENTS.

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TRONOLONE & SURGALLA, P.C., BUFFALO, LAW OFFICE OF GERARD A. STRAUSS,  
HAMBURG (GERARD A. STRAUSS OF COUNSEL), FOR PLAINTIFF-APPELLANT.

LAW OFFICE OF LAURIE G. OGDEN, BUFFALO (DANIEL J. CAFFREY OF COUNSEL),  
FOR DEFENDANTS-RESPONDENTS.

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Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered December 26, 2012 in a personal injury action. The order granted defendants' motion for summary judgment dismissing the complaint.

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

Entered: February 7, 2014

Frances E. Cafarell  
Clerk of the Court