

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

**1109**

**CA 16-00017**

PRESENT: WHALEN, P.J., CENTRA, LINDLEY, NEMOYER, AND TROUTMAN, JJ.

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IN THE MATTER OF ARBITRATION BETWEEN COUNTY OF  
MONROE, PETITIONER-RESPONDENT,

AND

MEMORANDUM AND ORDER

MONROE COUNTY FEDERATION OF SOCIAL WORKERS,  
IUE-CWA LOCAL 381, RESPONDENT-APPELLANT.

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TREVETT CRISTO SALZER & ANDOLINA, P.C., ROCHESTER (DANIEL P. DEBOLT OF  
COUNSEL), FOR RESPONDENT-APPELLANT.

HARRIS BEACH PLLC, PITTSFORD (KYLE W. STURGESS OF COUNSEL), FOR  
PETITIONER-RESPONDENT.

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Appeal from an order of the Supreme Court, Monroe County (Thomas  
A. Stander, J.), entered June 2, 2015. The order denied the motion of  
respondent for leave to reargue its opposition to the petition to  
vacate an arbitrator's award.

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

Memorandum: We agree with petitioner that respondent's appeal  
must be dismissed because no appeal lies from an order denying a  
motion for leave to reargue (*see Miller v Ludwig*, 126 AD3d 1397, 1398;  
*Empire Ins. Co. v Food City*, 167 AD2d 983, 984).

Entered: December 23, 2016

Frances E. Cafarell  
Clerk of the Court