

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

1198

CA 16-00394

PRESENT: CENTRA, J.P., CARNI, NEMOYER, CURRAN, AND TROUTMAN, JJ.

DENNIS H. KINDRED, PLAINTIFF-APPELLANT,

V

ORDER

SARAH COLBY AND MONROE COUNTY FAIR & RECREATION
ASSOCIATION, DEFENDANTS-RESPONDENTS.

NASH CONNORS, P.C., BUFFALO (MATTHEW LOUISOS OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

BARCLAY DAMON, LLP, ROCHESTER (MARK T. WHITFORD, JR., OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Monroe County (Thomas A. Stander, J.), entered May 19, 2015. The order granted defendants' motion to dismiss plaintiff's complaint.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at Supreme Court.

Entered: December 23, 2016

Frances E. Cafarell
Clerk of the Court