

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

1553

CA 17-00074

PRESENT: WHALEN, P.J., CENTRA, PERADOTTO, LINDLEY, AND WINSLOW, JJ.

RALFAEL CASTRO, PLAINTIFF-RESPONDENT,

V

MEMORANDUM AND ORDER

ADMAR SUPPLY COMPANY, INC., DEFENDANT-APPELLANT.
(APPEAL NO. 1.)

RUPP BAASE PFALZGRAF CUNNINGHAM LLC, BUFFALO (WILLIAM K. KENNEDY OF COUNSEL), FOR DEFENDANT-APPELLANT.

BERGEN & SCHIFFMACHER, LLP, BUFFALO (JOSEPH R. BERGEN OF COUNSEL), FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered March 14, 2016. The order, among other things, denied defendant's motion for a protective order.

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

Same memorandum as in *Castro v Admar Supply Company, Inc.* ([appeal No. 2] – AD3d – [Mar. 23, 2018] [4th Dept 2018]).

Entered: March 23, 2018

Mark W. Bennett
Clerk of the Court