

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

351

CA 18-01255

PRESENT: WHALEN, P.J., SMITH, DEJOSEPH, NEMOYER, AND CURRAN, JJ.

WILMINGTON SAVINGS FUND SOCIETY FSB, DOING
BUSINESS AS CHRISTIANA TRUST, NOT IN ITS
INDIVIDUAL CAPACITY BUT SOLELY AS A TRUSTEE
FOR BCAT 2014-4TT, PLAINTIFF-RESPONDENT,

V

ORDER

ESTATE OF PATRICIA NUGENT, ET AL., DEFENDANTS,
AND DEANNA FERRY, DEFENDANT-APPELLANT.

RALPH A. HORTON, ROCHESTER, FOR DEFENDANT-APPELLANT.

STIM & WARMUTH, P.C., FARMINGVILLE (GLENN P. WARMUTH OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Wyoming County
(Michael F. Griffith, A.J.), dated May 31, 2017. The order, among
other things, denied the motion of defendant Deanna Ferry to dismiss.

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: March 15, 2019

Mark W. Bennett
Clerk of the Court