

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

725

CA 18-01589

PRESENT: WHALEN, P.J., PERADOTTO, CARNI, LINDLEY, AND CURRAN, JJ.

SUZANNE P., ADMINISTRATRIX OF THE ESTATE OF
MITCHELL P., DECEASED, PLAINTIFF-APPELLANT,

V

MEMORANDUM AND ORDER

JOINT BOARD OF DIRECTORS OF ERIE-WYOMING COUNTY
SOIL CONSERVATION DISTRICT, ALSO KNOWN AS
ERIE-WYOMING JOINT WATERSHED BOARD, ET AL.,
DEFENDANTS,
AND WYOMING COUNTY SOIL & WATER CONSERVATION
DISTRICT, DEFENDANT-RESPONDENT.
(APPEAL NO. 3.)

PAUL WILLIAM BELTZ, P.C., BUFFALO (WILLIAM A. QUINLAN OF COUNSEL), FOR
PLAINTIFF-APPELLANT.

BARTH SULLIVAN BEHR, LLP, BUFFALO (DOMINIC M. CHIMERA OF COUNSEL), FOR
DEFENDANT-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Mark J. Grisanti, A.J.), entered April 16, 2018. The order granted the motion of defendant Wyoming County Soil & Water Conservation District for summary judgment.

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

Same memorandum as in *Suzanne P. v Joint Bd. of Directors of Erie-Wyoming County Soil Conservation Dist.* ([appeal No. 1] – AD3d – [Aug. 22, 2019] [4th Dept 2019]).

Entered: August 22, 2019

Mark W. Bennett
Clerk of the Court