

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

**828**

**CA 18-02160**

PRESENT: CENTRA, J.P., PERADOTTO, CARNI, TROUTMAN, AND WINSLOW, JJ.

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PAULA L. GIBBS, PLAINTIFF-APPELLANT,

V

MEMORANDUM AND ORDER

STATE FARM FIRE AND CASUALTY COMPANY,  
DEFENDANT-RESPONDENT.

(APPEAL NO. 3.)

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PAULA L. GIBBS, PLAINTIFF-APPELLANT PRO SE.

MURA & STORM, PLLC, BUFFALO (ROY A. MURA OF COUNSEL), FOR  
DEFENDANT-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (John F. O'Donnell, J.), dated October 23, 2018. The order denied the motion of plaintiff to vacate the order dismissing the action.

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

Same memorandum as in *Gibbs v State Farm Fire and Cas. Co.* ([appeal No. 1] – AD3d – [Sept. 27, 2019] [4th Dept 2019]).

Entered: September 27, 2019

Mark W. Bennett  
Clerk of the Court