

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

**246**

**CA 20-00863**

PRESENT: CENTRA, J.P., CARNI, NEMOYER, WINSLOW, AND BANNISTER, JJ.

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WILLIAM W. OCHOCINSKI, PLAINTIFF-RESPONDENT,  
AND MICHELLE DIXON-OCHOCINSKI, PLAINTIFF,

V

ORDER

VINCENT P. HURLEY, WHITE LAW TRUCKING, INC.,  
DEFENDANTS-APPELLANTS,  
ET AL., DEFENDANTS.

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BENNETT SCHECHTER ARCURI & WILL LLP, BUFFALO (PETER D. CANTONE OF  
COUNSEL), FOR DEFENDANTS-APPELLANTS.

COLLINS & COLLINS ATTORNEYS, LLC, BUFFALO (SAMUEL J. CAPIZZI OF  
COUNSEL), FOR PLAINTIFF-RESPONDENT.

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Appeal from an order of the Supreme Court, Erie County (Catherine R. Nugent Panepinto, J.), entered July 1, 2020. The order, among other things, denied in part the motion of defendants Vincent P. Hurley and Whitelaw Trucking, Inc. seeking summary judgment dismissing the complaint of plaintiff William W. Ochocinski in its entirety as against them.

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

Entered: March 19, 2021

Mark W. Bennett  
Clerk of the Court