

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

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CA 21-00366

PRESENT: WHALEN, P.J., SMITH, PERADOTTO, AND WINSLOW, JJ.

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LG 38 DOE, PLAINTIFF-APPELLANT-RESPONDENT,

V

ORDER

DOUGLAS NAIL, ET AL., DEFENDANTS,  
AND USA HOCKEY, INC.,  
DEFENDANT-RESPONDENT-APPELLANT.

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LIPSITZ GREEN SCIME CAMBRIA LLP, BUFFALO (JOHN A. COLLINS OF COUNSEL),  
FOR PLAINTIFF-APPELLANT-RESPONDENT.

AUGELLO & MATTELIANO, LLP, BUFFALO (JOSEPH A. MATTELIANO OF COUNSEL),  
FOR DEFENDANT-RESPONDENT-APPELLANT.

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Appeal and cross appeal from an order of the Supreme Court, Erie County (Deborah A. Chimes, J.), entered March 2, 2021. The order granted in part and denied in part the motion of defendant USA Hockey, Inc. to dismiss the complaint against it.

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: June 3, 2022

Ann Dillon Flynn  
Clerk of the Court