

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

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CA 21-01137

PRESENT: PERADOTTO, J.P., LINDLEY, NEMOYER, CURRAN, AND WINSLOW, JJ.

IN THE MATTER OF NEW YORK COALITION FOR OPEN
GOVERNMENT, INC., PETITIONER-APPELLANT,

V

ORDER

NIAGARA COUNTY BOARD OF ETHICS, NIAGARA COUNTY
LEGISLATURE, COUNTY OF NIAGARA, REBECCA J. WYDYSH,
AS CHAIRMAN OF NIAGARA COUNTY LEGISLATURE, AND
JAMES SPANBAUER, AS CHAIRMAN OF NIAGARA COUNTY
BOARD OF ETHICS, RESPONDENTS-RESPONDENTS.

CIVIL RIGHTS AND TRANSPARENCY CLINIC, BUFFALO (MICHAEL F. HIGGINS OF
COUNSEL), FOR PETITIONER-APPELLANT.

CLAUDE A. JOERG, COUNTY ATTORNEY, LOCKPORT (KATHERINE D. ALEXANDER OF
COUNSEL), FOR RESPONDENTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Niagara County (Frank
Caruso, J.), entered July 19, 2021. The order denied the application
of petitioner for attorney's fees.

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

Entered: June 3, 2022

Ann Dillon Flynn
Clerk of the Court