

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

420

CA 21-01591

PRESENT: SMITH, J.P., CENTRA, PERADOTTO, NEMOYER, AND BANNISTER, JJ.

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ROBERT STERN, PLAINTIFF-APPELLANT,

V

ORDER

GOLUB CORPORATION, PRICE CHOPPER  
OPERATING CO., INC., GOLUB CORP., DOING  
BUSINESS AS PRICE CHOPPER (STORE #172)  
AND JOHN L. BETSEY, DEFENDANTS-RESPONDENTS.  
(APPEAL NO. 1.)

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ROBERT STERN, PLAINTIFF-APPELLANT PRO SE.

SMITH SOVIK KENDRICK & SUGNET, P.C., SYRACUSE (JAMES W. CUNNINGHAM OF  
COUNSEL), FOR DEFENDANTS-RESPONDENTS GOLUB CORPORATION, PRICE CHOPPER  
OPERATING CO., INC., AND GOLUB CORP., DOING BUSINESS AS PRICE CHOPPER  
(STORE #172).

JOHN L. BETSEY, DEFENDANT-RESPONDENT PRO SE.

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Appeal from an order of the Supreme Court, Onondaga County  
(Gerard J. Neri, J.), entered July 12, 2021. The order denied in part  
the motion of plaintiff seeking, inter alia, to compel disclosure of  
certain documents.

It is hereby ORDERED that said appeal is unanimously dismissed  
without costs (*see Matter of Eric D.* [appeal No. 1], 162 AD2d 1051,  
1051 [4th Dept 1990]).

Entered: July 1, 2022

Ann Dillon Flynn  
Clerk of the Court