

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

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CA 21-00889

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

COUNSEL FINANCIAL HOLDINGS LLC,
PLAINTIFF-RESPONDENT,

V

ORDER

SULLIVAN LAW, L.L.C., ROBERT C. SULLIVAN,
BIANCA T. SULLIVAN, JOHN R. BONDON, PARROT
PROPERTIES, INC., ROBBA PROPERTIES, L.L.C.,
AND SOUTH SIDE INVESTMENT COMPANY,
DEFENDANTS-APPELLANTS.
(APPEAL NO. 1.)

PHILLIPS LYTTLE LLP, BUFFALO (SEAN C. MCPHEE OF COUNSEL), FOR
DEFENDANTS-APPELLANTS.

WOODS OVIATT GILMAN LLP, BUFFALO (JOHN C. NUTTER OF COUNSEL), FOR
PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Timothy J. Walker, A.J.), entered May 19, 2021. The order granted the motion of plaintiff for summary judgment in lieu of complaint.

It is hereby ORDERED that said appeal is unanimously dismissed without costs (*see Hughes v Nussbaumer, Clarke & Velzy*, 140 AD2d 988, 988 [4th Dept 1988]; *Chase Manhattan Bank, N.A. v Roberts & Roberts*, 63 AD2d 566, 567 [1st Dept 1978]; *see also CPLR 5501 [a] [1]*).

Entered: August 4, 2022

Ann Dillon Flynn
Clerk of the Court