

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

732

CA 21-01278

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

MARIO SARAIVA, CLAIMANT-RESPONDENT,

V

ORDER

NEW YORK STATE THRUWAY AUTHORITY,
DEFENDANT-APPELLANT.
(CLAIM NO. 128270.)

GOLDBERG SEGALLA LLP, ROCHESTER (RAUL E. MARTINEZ OF COUNSEL), FOR
DEFENDANT-APPELLANT.

LAW OFFICE OF LAWRENCE PERRY BIONDI, P.C., WHITE PLAINS (LISA M.
COMEAU OF COUNSEL), FOR CLAIMANT-RESPONDENT.

Appeal from an order of the Court of Claims (Debra A. Martin, J.), entered June 9, 2021. The order, insofar as appealed from, denied in part the motion of defendant for summary judgment dismissing the claim.

It is hereby ORDERED that the order so appealed from is unanimously affirmed without costs for reasons stated in the decision at the Court of Claims.

Entered: September 30, 2022

Ann Dillon Flynn
Clerk of the Court