

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

1035

CA 22-00383

PRESENT: SMITH, J.P., PERADOTTO, BANNISTER, MONTOUR, AND OGDEN, JJ.

SAM GOLDSTEIN, AS TRUSTEE OF THE STERN ALTMAN
LIFE INSURANCE TRUST, PLAINTIFF-APPELLANT,

V

ORDER

LINCOLN LIFE & ANNUITY COMPANY OF NEW YORK AND
LINCOLN NATIONAL CORPORATION,
DEFENDANTS-RESPONDENTS.

BARUCH S. GOTTESMAN, FRESH MEADOWS, FOR PLAINTIFF-APPELLANT.

BOND, SCHOENECK & KING, PLLC, SYRACUSE (TIMOTHY N. MCMAHON OF
COUNSEL), FOR DEFENDANTS-RESPONDENTS.

Appeal from an order of the Supreme Court, Onondaga County
(Deborah H. Karalunas, J.), entered September 7, 2021. The order
granted defendants' motion for summary judgment and dismissed the
second amended complaint.

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: December 23, 2022

Ann Dillon Flynn
Clerk of the Court