

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

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CA 22-01325

PRESENT: SMITH, J.P., LINDLEY, CURRAN, MONTOUR, AND OGDEN, JJ.

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JEAN SENYCIA, PLAINTIFF-APPELLANT,

V

MEMORANDUM AND ORDER

PHILIP VOSSELER, DEFENDANT-RESPONDENT,  
ET AL., DEFENDANTS.  
(APPEAL NO. 2.)

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CAMPBELL & ASSOCIATES, HAMBURG (JASON M. TELAAK OF COUNSEL), FOR  
PLAINTIFF-APPELLANT.

CHELUS HERDZIK SPEYER & MONTE, P.C., BUFFALO (CANIO JOSEPH MARASCO,  
III, OF COUNSEL), FOR DEFENDANT-RESPONDENT.

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Appeal from a judgment of the Supreme Court, Erie County (Diane Y. Devlin, J.), entered August 13, 2022. The judgment dismissed the complaint against defendant Philip Vosseler upon a jury verdict.

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

Same memorandum as in *Senycia v Vosseler* ([appeal No. 1] - AD3d - [June 30, 2023] [4th Dept 2023]).

Entered: June 30, 2023

Ann Dillon Flynn  
Clerk of the Court