

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

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CA 22-00102

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

CARMETRIS HARPER AND HORACE HARPER,
PLAINTIFFS-APPELLANTS,

V

MEMORANDUM AND ORDER

SALEH N. AL-SHABY, ALI MOHAMMED SALEH AND
ADEN ENTERPRISES, INC., DOING BUSINESS AS
GREEN FARM MARKET, DEFENDANTS-RESPONDENTS.
(APPEAL NO. 1.)

CAMPBELL & ASSOCIATES, HAMBURG (JOHN T. RYAN OF COUNSEL), FOR
PLAINTIFFS-APPELLANTS.

GOLDBERG SEGALLA, LLP, BUFFALO (KATHLEEN J. MARTIN OF COUNSEL), FOR
DEFENDANT-RESPONDENT SALEH N. AL-SHABY.

MURA LAW GROUP, BUFFALO (SCOTT D. MANCUSO OF COUNSEL), FOR
DEFENDANTS-RESPONDENTS ALI MOHAMMED SALEH AND ADEN ENTERPRISES, INC.,
DOING BUSINESS AS GREEN FARM MARKET.

Appeal from an order of the Supreme Court, Erie County (Paul Wojtaszek, J.), entered January 5, 2022. The order denied the motion of plaintiffs to, inter alia, set aside a jury verdict.

It is hereby ORDERED that said appeal is unanimously dismissed without costs.

Same memorandum as in *Harper v Al-Shaby* ([appeal No. 2] – AD3d – [July 28, 2023] [4th Dept 2023]).

Entered: July 28, 2023

Ann Dillon Flynn
Clerk of the Court