

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

996

CA 23-00886

PRESENT: SMITH, J.P., CURRAN, MONTOUR, GREENWOOD, AND NOWAK, JJ.

65 LAKE AVENUE, LLC, PLAINTIFF-RESPONDENT,

V

ORDER

LENDER CONSULTING SERVICES, INC.,
DEFENDANT-APPELLANT.

SMITH, SOVIK, KENDRICK & SUGNET, P.C., SYRACUSE (STEVEN W. WILLIAMS OF
COUNSEL), FOR DEFENDANT-APPELLANT.

MAGAVERN MAGAVERN & GRIMM LLP, BUFFALO (RICHARD A. MOORE OF COUNSEL),
FOR PLAINTIFF-RESPONDENT.

Appeal from an order of the Supreme Court, Erie County (Dennis E.
Ward, J.), entered April 10, 2023. The order denied the motion of
defendant to dismiss the complaint.

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

Entered: December 22, 2023

Ann Dillon Flynn
Clerk of the Court