

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

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CA 23-01354

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

MAURICE FOSTER AND DIANA FOSTER,
PLAINTIFFS-RESPONDENTS,

V

ORDER

BOMBARDIER RECREATIONAL PRODUCTS, INC.,
ET AL., DEFENDANTS,
AND CHRISTINA KUBACKI, DEFENDANT-APPELLANT.

LAW OFFICE OF DANIEL R. ARCHILLA, BUFFALO (MARTHA E. DONOVAN OF
COUNSEL), FOR DEFENDANT-APPELLANT.

THE TARANTINO LAW FIRM, LLP, BUFFALO (JACOB A. PIORKOWSKI OF COUNSEL),
FOR PLAINTIFFS-RESPONDENTS.

Appeal from an order of the Supreme Court, Erie County (Lynn W. Keane, J.), entered June 23, 2023. The order, among other things, denied the motion of defendant Christina Kubacki for summary judgment.

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: February 2, 2024

Ann Dillon Flynn
Clerk of the Court